Preserve

App. F. IX-4

1922.

File. No. 137-22

Previous References (nil)

Serial Nos. 1-12

Later References
LR 144 – 29 – (1+2)

Preserve

General and Revenue Secretariat

Serial Nos.

Part B for Aug 22 4.

SUBJECT

Withdrawal of the assignment of land Revenue on certain Agricultural lands to the Bangalore City municipality

12 To,
The municipal Commr. thro. Park mech Bangalore and Commissioner No. 849-50/A 12.8.27

Passes orders in the matter referred to above

7-8-27

G. S. S. 11] 1923-24

(2

GENERAL AND REVENUE SECRETARIAT. 3979

(Revl)

NOTES.

File No. 137 - 24

FILE HEADING.

Claims of the Bangalore city Municy. on account of Land revenue and Cesses on agricultural lands comprised within the city Revl limits.

From

The Revl Commr in Mysore.

No. C. 3876/21-24 Dated 2. 1. 24 Received 17. 1. 24

Summary No. 3978/C Enclos. 6 Spare Copies. Serial No. 5.

BRIEF ABSTRACT OF LETTER.

Forwards a bill for Rs 15,591-4-4 being the assessments & Cesses on agricultural lands collected by the revenue authorities in the Bangalore city Revl limits, which is claimed by the Bangalore city Municy for the period from ~~September~~ 1917-18 to 1921-22 and solicits for orders whether he can himself Countersign and pass on the bill to the Comptroller for necessary adjustments being made in the accounts.

NOTES AND ORDERS.

If approved the Financial Branch may be consulted as the case.

24.1.24 1) The case relates to a question of grant to the Municipal which is in arrears. It is not clear from what source the charge

NOTES—First Sheet.

G. R. S. III-2]

General and Revenue Secretariat.

In File No. 137 of 19 22 2929

Serial No.

was be met. The charge is inevitable The Comptroller will have to be requested to investigate the claim and arrange for payment. The reason appears to be one which has to be dealt with in the Rev Branch

2) may be transferred to the Rev: Dept

Rev 28/ (Jt. Secy)

GENERAL—REVENUE SECRETARIAT. 31 JAN. 1924 LOCAL SELF GOVT. BRANCH

30.1.24.

3) Yes

1/2

1.2.24

Revenue Branch:

4) Submitted

5) Please put up a dft reg. the Cases

7) Mr Case & put up papers

8.2.24

6

Chief Comr's order of 8th June 1876, assigns to the Bangalore City Municipality the land revenue derived or derivable from the lands specified in the Statements referred to therein, the Collection being made by the Revenue Dept & credited to the Municipality with a deduction

Vide orders in the reasons portion of G.O. Sept 1917.

W

NOTE—Contn. sheet.

G. R. [illegible]

General and Revenue Secretariat.

Mund File No. 137 of 1922

Serial No.

2 + ten percent on a/c of ~~Cadastral~~ Expenses incurred by the Revenue Dept in

2) Accordingly the President forwarded a bill for Rs 15,591-4-4 being the assessment & cesses on agricultural lands within the city limits for the years 1917-18 & 1921-22 the R.E. ~~after~~ has assured himself by Consulting the D.C Bangalore that the City refers to Lands assigned by the Chief Comr in 1876 & not to the lands subsequently brought within the Municipal limits, the Revenue there of, being credited to the Rev Dept

y not explicitly stated

3) The R.E. seeks his instructions whether he can countersign the bill for payment finally or. as the amount relates to the previous years & cess may be cancelled, if Govt sanction is necessary to adjust the payment.

A.

y 4) ~~Copy of the D.C's letter~~ Explaining the facts connected with the payment of arrears & why the arrears has accrued.

SECRETARIAT K 1589/23 21 FEB. 1924

Mail 13/2 12.2.24 ~~Whether the claim is barred~~ ~~to Govt~~ 10) A matter done in the Rev Secy) first instance. 19.2.24

Judl Secy). 11) U/s file 22/2 20.2.24

NOTE—Cont'd on sheet.

3979

G. R. S. III-2]

General and Revenue Secretariat. | Mund File No. 137 of 19 24

Serial No. 12

H 1879

If the claim is admissible and has not been previously discharged, it maybe paid subject to the usual procedure for payment of Refunds on refund bills in the prescribed form

H Secy) such accumulation of arrears should not be permitted

Rev Secy) Subs 23.2.24

GENERAL & REVENUE SECT'T. ARIAT. 25 FEB. 1924 LOCAL SELF GOVT. BRANCH

23.2.24

13) Mear draft as replies to Re the above line

27.2.24

14) Draft forwd.

27/2 25.2.24 15) Draft appd

28.2.24

Rev Secy 16) For perusal upon return

Secy

17). Whether the authority has made claim that has been admitted previously.

DEPUTY'S OFFICE RECD. 7 - MAR. 1924 Reg. No 6492

NOTE—Contn. sheet.

Serial No.

A

18) Under the Camp Coins's order of 8th June 1876 the land revenue derived or derivable from the lands specified in the statements which have been within the Mscl. limits was assigned to the City municipality, the Collections being made by the Bangalore ~~Cantonment~~ Police with a deduction of ten per cent on account of Collection Charges. It will be seen from the copy of his letter of Sept 22 that prior to 1917-18 all these Collections used to be brought in the 'Pari book' of the City municipality at the Bangalore Cy. Dvy. After the abolition of the Dvy. in Aug 1917, that procedure is stated to have been given up, with the result that it has resulted in the accumulation of the heavy amount of Rs 157591-4-4 which is now to be refunded. This amount relates to the actual Collections out of the Demand for the 5 years from 1917-18

19) The draft reply with RE is in accord with the note of the Secy at paras 12 supra. Subject to his remarks with regard to the Damri amount at para 17.

8/3/24
Rev. Secy

6/3/24

12.3.24
Rep. 13.

Dewan

20) He regrets Mysore cannot admit the claim. The claim has been rejected

3.24

NOTE—Contn. sheet.

6744

G. R. S. 181-2]

General and Revenue Secretariat. | Munl File No. 137 of 1922

Serial No.

re Charges of lands —

Ag 1.1.24

FINANCE JC 1918/23 IRRIGATION From Sy asst Comptr

29.3.24

21) The order referred to by 31/3/24 the draw may be put up

Munl 11.4.24

17.4.24

22) Subd Vide letter no L 5282 / munl. 137-27-49 9.1. (Flag E) objecting the claim of the Bangalore city municipality, for the land rev on agricultural lands within the munl. limits subsequent to the Chief Commissioners order of June 1876.

(E in the linked file)

A

NR 19/4 21.4.24

25.4.24

JC 2149/23 Fin & Secty with compts (Sy to Govt)

26/4/24

23) Please let me see Chief Commrs Order no 195 Rev 5 of 10.4.1875

Munl 25.4.24

for T.V.N

24) Subd Order No 195 — Rev. 5, dated 10/4/1875, is put up. (Vide flag W)

NR 30/4/24 Fin & Secty

30.4.24

Munl 30/4

NOTE—Contn. sheet.

G. R. H. HI-21

General and Revenue Secretariat. | Munl. File No. 137 of 1922.

Serial No.

From an examination of the papers relating to this claim I find that there are several points which require investigation before it can be admitted.

The Chief Commissioner's order dated 8th June 1876 authorised the payment of " the assessment or rent derived or derivable from the lands specified The Municipality wants not only the assessment but also the cesses on it. I do not see any authority in support of the claim to cesses.

The Chief Commissioner's order referred to above authorised the credit of the assessment on the lands specified in it "to the Cantonment and Town Municipal Commissions in equal shares. Which are the lands the assessment on which is creditable to the City Municipality and is the share claimed one half of the total as stated in the Chief Commissioner's order?

Incidentally the question arises how the assessment on lands referred to in the Chief Commissioner's order dated 8th June 1876 and lying within the Cantonment Municipal limits is now disposed of. Is it still being allowed to be taken by the Municipality of the Civil & Military Station?

The grant of the assessment was subject to the condition that a sum of Rs5,000 should be allotted

Note—Contn. sheet.

G. R. E. XXI-21

General and Revenue Secretariat. | R.C. File No. 139 of 1921

Serial No.

H.L.19/23

allotted for the maintenance or erection of a public and ~~xx~~ useful Institution to meet the requirements of both the Town and the Cantonment. Is this condition being fulfilled and what is the Institution the cost of which is being borne by the two Municipalities?

37 The Chief Commissioner's order dated 8th June 1876 was based upon his previous order dated 10th April 1875, in which it was distinctly stated that the grant of the assessment was "merely temporary and terminable at any time by the orders of the Chief Commissioner." It is necessary to consider why this revenue temporarily alienated should continue to be enjoyed by the Municipality. Its resources have largely improved since 1876 and there can not be much justification for continuing the grant.

38 I do not think it is possible to deal with the claim preferred by the Bangalore City Municipality before the points referred to above are fully investigated.

Rev Sett)
Subd (reference para 2a of the notes
G.S.324
Rev Sect)
32

NOTE—Contn. sheet.

H.S. III-2.

General and Revenue Secretariat.

4460 397

C File No. 137 of 19 24

Serial No.

33 The subject matter relating to L.S.G. Branch and page 1 of the notes in Municipal file 153-15 shows case was dealt with along previous in that branch we references on the points raised by the Financial Secy are traceable in Revenue Draw This file may if approved be referred back to L.S.G. Branch for noting on the points raised by the Financial Secy Subd

14-8-24

14.8.24.

(L.S.G. Branch) with compliments

35 The original papers bearing the name of the Chief Court's C.S. of the 8th June 1876 are not forthcoming in the Civil Records and the information required by the Financial Secy is not available in this Office. Draft calling for the papers from the Munl Commr is submitted for approval or otherwise

20.5.24

21

36 Land Secy

37 approved

38 Done

NOTE—Contn. sheet.

G. R. F. III-2,

General and Revenue Secretariat.

Muml File No. 137 of 1922.

Serial No.	
6	No. L.9458 dated 2/16/24. To Intercommunications for information on certain points.
7	Letter No. 69/24-25 Dy. 19.11.24 from the Hon'ble Mr. [illegible] States that information is being furnished on points mentioned in Sl. 6. 1, 2 & 3 and will be furnished in due course and that in respect of item No. 4, it is stated that the City Municipality has been making a monthly grant of Rs. 200/- to the St. Martha's Hospital, which being midway between the city and the Cantonment, has been serving the needs of both and that it is clearly seen that the City Municipality has been contributing its quota since then. If approved, information on points nos. 1, 2, & 3 will be awaited. 19.11.24 (Sd. L. L. Day)

17 JUN. 1924 HOME SELF GOVT. BRANCH

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat. MC File No. 137 of 19 26.

(11

Serial No.		
8	Letter dt. 41 & 2/5.9.25 from the Hon'ble Chmn, Bangalore city. Requisites the required information on points 1 & 3 mentioned in ¶ 6. on which information is called for the Chief Court's order No. 2324/Rev 40 of 9.6.26 authorising the payment of "assessment or rent derived or derivable from the lands specified the city mnlty wants not only assessment but also the cess &c. What is the authority in support of the claim to cess?	Reply of the Hon'ble Chmn: 1) The sum of Rs 15,591-4-4 claimed, represents only the assessment on the lands and does not include the cess (by Govt's letter No. D2 Dis 3464/11-28 of 9.9.26) Please See Bill dt 14.10.25 in which cess is stated in this bill as part of the claim. Munsif 28/9/25
9	Para 1 of the said order authorising the credit of the assessment on the lands specified is to the "entertainment and Hon'ble Commissioners in equal shares," which are the lands the assessment on which is creditable to the city mnlty and is the share claimed one-half of the total, as stated in the Chief Court's order?	2) A copy of the list of lands, assessment of which is not being credited to the mnlty is put up. The total assessment of lands refd to in the Chief Court's order was Rs 9,760/- and one-half of this, viz Rs 4,88[illegible] is the city share, but the 5th Govt's Statement

NOTE—Contn. sheet.

General and Revenue Secretariat | R.L File No. 137 of 1922 12

Serial No		
		shows only a sum of Rs 4,426-4-5. thereby a book of Rs 453-11-7. and the Dy Comr states that it is not possible to explain the failing of the demand by Rs 453-11-7.
8.	do the assessment on lands vested in the chief Comr under and lying within the Cantonment Municipal limits, shall being allowed to be taken by the C.T.E. Station Municipality?	8. [illegible] has the information in the matter is said to be available.
11.	the grant of assessment was subject to the condition that a sum of Rs 6,000/- should be allotted for the maintenance or creation of a public and useful institution to meet the requirements of both the town and Cantonment. As this condition fulfilled and if so, what is the public institution the cost of which is being borne by the two Municipalities?	11. the City Municipality has been making a annually grant of Rs 200/- to the St. Thomas's Hospital, which is being [illegible] by the City and the Cantonment, has been served the needs of both, and a City Municipality has been contributing its quota regularly.

NOTE—Contn. Sheet

Serial No

Jr 615/25

Submitted for ordering with ref to para 25-3, para 25-3,

Before.

Jr 9-9-25

23/10/25

1. The muny is paying only 2,400 towards grant. It should pay as against 5,000 prescribed in the Circular & grant should be paid from the Local Fund within the municipality

Jr 9-9.

4. The municipality is paying a grant of 2,400 as against 5,000 prescribed in the Circular orders of 1876 towards maintenance of dispensaries. The average annual yield on land situated within the municipality assessment received by the muny from taxation is about 3,500 rupees

Jr 9/9

H Leary)

5. I have already noted all the points that struck me. It is not clear if the Circular referred to in para 29 of the note is fully complied with. The important point raised in para 30 has not been considered — 9/9/25

Submitted for orders with ref to para 29

App. F. III—2]

WD 0569—GPB—40,000—

File No. of 19

General and Revenue Secretariat

Serial No.

Note—Conts. Sheet

General and Revenue Secretariat

File No. 137 of 1927

Serial No

Ref para 28 of Minutes

48 Under the Chief Commissioner's Order No. 2327-Rev.40, dated the 8th June 1876, the land revenue on certain lands in the Bangalore City Municipality was ordered to be paid over to th Council with a deduction of 10% for collection charges The collection had to be made by the Deputy Commissioner, Bangalore District; out of the revenue so given a sum of Rs. 5,000 had to be allotted by both the Town and Cantonment Municipal Councils towards the erection maintenance of any useful public institution.

49 In January 1924, the Revenue Commissione forwarded a bill for Rs. 15,591-4-4 being the arrears of the revenue claimed by the Municip Council for the years from 1917-18 to 1921-22 and enquired whether he may countersign the b and pass it on to the Comptroller for adjustm

50 The Dewan ordered that the claim be exam ed by the Financial Secretary.

51 The points on which the Financial Secret wanted information and the reply of the Munici Council thereon are given in para 42 of the - Notes.

52 After a perusal of the reply of the Munic pal Commissioner, the Financial Secretary mad noted as in para 46.

53 With reference to this, it may be state that the Municipal Council may be held to complied with the conditions referred to in para 27, as it contributes Rs. 200 a mo

Note—Contn. Sheet

Serial No.

App.

St. Martha's Hospital. The sum of Rs. 5,000 a year fixed in the Chief Commissioner's order was for the Town and Cantonment Municipal Councils - together.

The Financial Secretary has however raised the question whether the time has not come for terminating the arrangement as contemplated in the Chief Commissioner's Order of 10th April -- 1875. This has first to be decided.

The questions for consideration are -

1) Whether in view of the improvement of the resources of the Bangalore Municipal Council, the time has not come for terminating the -- arrangement ordered in Chief Commissioner's Order of 1876 of assignment to the Council - of the revenue of certain lands in the Municipality.

2) Whether in case the arrangement is to continue, the sum of Rs. 200 contributed by the Council for public purposes is sufficient. so as to pass the present bills.

3) Whether the Municipality is entitled to any - cess.

4) ~~Authorising~~ Whether the Revenue Commissioner to - - countersign the arrear bills. may be authorised

As regards (1), the Municipal Council has - perhaps to be allowed their say in the matter. If it is decided to discontinue payment, the arrears at least will have to be paid.

Re. (2), the sum of Rs. 5,000 was to be -- aid by both the Cantonment and Town Municipal - ncils. The payment by the Municipal Council

NOTE—Contn. Sheet

Serial No

may perhaps be considered as sufficient compliance

57 As regards (3) the Municipality cannot claim -- cess.

CN° 170 / 6W

58 Re.(4) If the arrangement is not terminated, the Revenue Commissioner may be asked to make necessary arrangements for payment of the arrears -- and future revenues; if terminated, then arrangement will have to be made for payment of arrear -- claims up to date of order.

L. Rees' 4/10/73

59 There is much force in the contention of the Town Clerk that on principle the Municipal Council is not entitled to all the assessment due on cultivated lands within the limits of the Council.

60 When this revenue was assigned it was expressly laid down by the Chief Comm^r that this grant was temporary & terminable at any time by the order of the Chief Comm^r. (Vide Flag W. a/a dated 10th April 1875) From the proceedings it seems that this assignment was made to enable the Municipality to make additional grants for public institutions such as Education, Medical relief etc. (Flag W & A).

61 The Municipal Council is only making a grant of Rs 200 p.a. to St Martins Hospital whereas the financial condition of the municipality in 1875 is different from what it is at the present time. The circumstances now existing are totally different.

Ap App. I III—8]

WD 0563—GPS—40,000—

File No. of 192

General and Revenu Secretariat

Serial No.

Notes—Conte

and Revenue Secretariat

Rd File No. 137 of 1932 (16)

Serial No

The Govt have made large contributions for remunerative works such as the building of a market & improvement of extensions Etc. These works yield large incomes to the Municipal Council.

(b) There is no principle involved in transferring entire revenue derived from occupancy holdings to the Municipal Council from which the occupant derives any benefit.

(c) For these reasons it is a question for consideration whether the grant cannot be terminated as contemplated in the Order of 10.4.1875.

(d) If this question is decided in the affirmative, further question arises as to whether retrospective effect should be given to this order. Since the Council is contributing Rs 200 p.m. presumably on the assurance of this getting Rs 8 00 odd per year from this source, that amount may perhaps be given till now & the balance may be for further grant may perhaps be stopped

(e) Before passing any order on this important question the views of the Council may perhaps be taken. Some what as the information regarding this contribution and the President, C.M. meet helpfully thinking by posture the order of the Collr

Notes—Comm. Sheet

General and Revenue Secretariat | File No. | of 192

(12)

Serial No

may perhaps be called for —

DEWAN'S OFFICE
RECD. ON 12 OCT 1925
Regd. No. 2321

Dewan
8-11
10/10
15 1) If so the enquiry be conducted 16.17.

2) If enquiries in the regard called for perhaps a stay order need not be passed

24.10
8.11
24/10

67 1) In the year 1916-17, the land revenue on the lands in question was being credited regularly to the funds of the City Municipal Council in the Pension Book of the Municipality maintained in the Pamban Taluk Treasury. 4th After the abolition of Pamban Treasury in accordance with G.O. No. 50965-95/Q. R 170-16-1 dt 27th June 1917 the payment of the amount was allowed to continue to accrue there.

2) Doubt on the issue of the Municipal Council's minutes is to be produced.

13.11.25 14.11.25 71 Memo issued

As Counsel

16/11

General and Revenue Secretariat

File No. Vol 13 of 192 (18

Serial No

Attached to

DEWAN'S OFFICE.
Rec'd on 5 DEC. 1925
Reg. No. 4175

72 Typed draft is submitted
L. L. Rice
22/10/11

73 The draft contains the statement of the case & may perhaps be approved Dewan.

74 Draft submitted
9.12
8-1/10/12

75
22/10/12

9 Note 4455 of 17.12.25. To Addl Commr Bangalore city rptd. Requests to obtain and submit for orders of Govt the views of the rptd as to whether the altered conditions in the grants warrant the termination as contemplated in the Chief Commr's order of 10/1/25

Sec A
1-9/12

10 Letter No. 94/26-27 of 16.11.26, from the Asst Commr Bangalore city.

Submits for orders a copy of the resolution of the Rural Council that the grants may be continued a grant-in-aid for improvements on a scale mutually to be agreed to between the Govt and the Council, is rejected and requests for the early payment of the amount due to them.

NOTE—Contn. Sheet

App. F. III—2]

WD 6569—GPB—40,000—31.

File No. of 192

General and Revenue Secretariat

Serial No.

Note.—Contin. Sheet

General and Revenue Secretariat | File No. 37 of 1922

Serial No

76. The Hon'ble Court has stated that the Managing Committee after a careful examination of the history of the case have come to the following conclusions and that the Trust Council have unanimously accepted the same.

1) That no case has been made out for the proposed termination of the grant in favour

2) That the grant in question should be continued until a grant-in-aid for improvements on a scale gradually to be effected to enhance the Govt and the public, is settled.

3) That under the circumstances Govt cannot claim retrospective effect to any re-vision which they might propose in the matter and

4) That in view of the present financial stringency, Govt be respectfully requested to grant the payment of the arrears now due to the public on this account.

77. He further states that with the enhancement of the city in all directions, there has been considerable growth in revenue, but the fixed revenue has not kept pace with the increase in expenditure, so that the public has had to bear upon itself the present heavy

Note:—Comp. Hindi

WD 0560—GPB—40,000—31-5-38

General and Revenue Secretariat

App. F. III—21

File No. of 192

Serial No.

WD 61212—GPE—37,500—1-9-26
App. F. III—2

General and Revenue Secretariat

File No. 137 of 1927 (60)

Serial No.

additional burdens on account of water supply and lighting and the expenditure on these is likely to increase in future years.

78 In these circumstances the Revl. Comr. recommends the continuance of the grant of land revenue and cess to the Municipality till a separate grant-in-aid for improvements is settled as decided by the Managing Committee and that the arrears due to the Municipality may be paid early.

79 The future policy of Govt in regard to their grant for improvement works in the Bangalore city is to give the grant-in-aid to works proposed in the annual budgets of the Municipality and sanctioned to it subject to the submission of an account showing the works or works for which grants are to be used. (Vide G.O. No. L 2929-30/RL 29-26-16 of the 18th Nov. 1926.)

80 The above order seems to dispose of the 2nd request of the Managing Committee for a separate grant-in-aid for all improvements.

Submitted for orders.

R

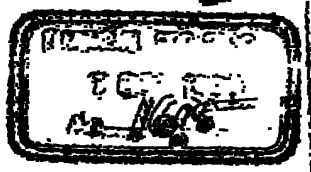
27/11/26 FC for which comments the Revl Comr may perhaps note

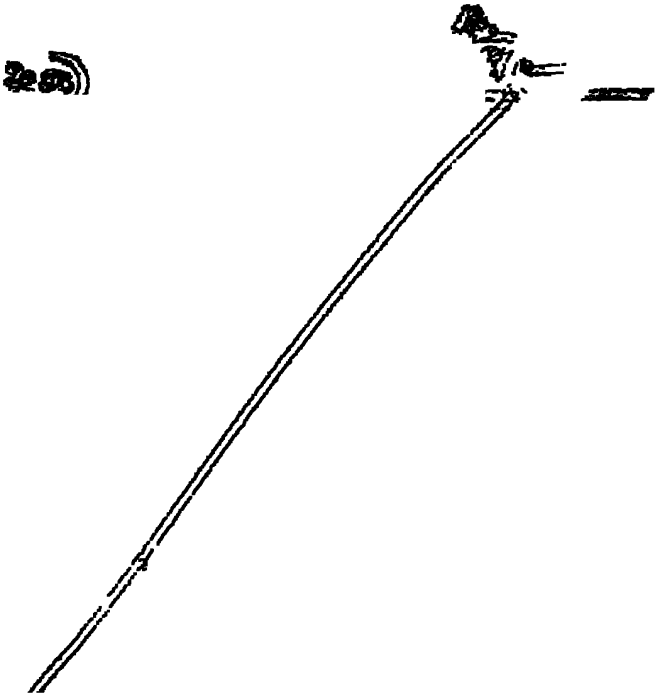
30/11/26. By Regn Para 74.

Dev: Sec:

30/11/26

Note—Contn. Sheet





61995—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat

File No 13 of 19

Serial No.

7e1830

85 I agree in the views of the Local and Legislative Secretary. Paras 59 to 64. The assignment of Land Revenue should in my opinion, be terminated once for all. I do not think there is any good reason for payment of the arrears either. From the year 1915, very large subventions are being made by Government to the City Municipality for Improvement works. Some of which have been productive and have materially improved the resources of the Municipality. Though in the 1.0 of May 1918, Government undertook to contribute generously only for a term of years for the rapid construction of City Improvement works, the Municipality is continuing to receive liberal grants from State funds. In the circumstances, it is against public policy to assign further any portion of the land revenue of lands under occupation on the ground that they are situated within the Municipal limits. The assignment may therefore be cancelled, the withdrawal having effect from the year 1917-18, from which year, the payment has been kept in arrears.

Flag X

1615

11.12.26

86 The facts of this case are explained in paras 46 to 58 under an old order of the Chief Commissioner the land revenue on lands within municipal limits is paid to the municipal Council less 10 Pc deducted on account of collection charges on condition that certain expenditure is incurred on a useful public Institution

Flag N

NOTE Contn.Sheet

WD 01926—GPB—37,500—1-9-26

General and Revenue Secretariat | File No. 137 of 192 2

Serial No.

(7) The sum fixed for his pension was Rs 3000 which had to be paid in equal proportions by the municipal Councils of the City & the Cantonments who were both recipients of the gift. The City municipal Council is contributing Rs 200 a month as a contribution to St Marks Hospital and [illegible] no information is available regarding the Civil & Military Station municipality as to whether it enjoys the revenue also & makes any contribution. This is not of much importance to decide the question as the area has been assigned to the Station Council.

Declining the Collection Charges the arrears from 1917-18 to 1921-22 is reported to amount to Rs 15.591-4-4. and the amount is now claimed by the municipality.

(8) The payment is resisted on the ground that in another order passed in 1875 the assignment of this revenue was held to be merely temporary & terminable at any time and that the finances of the municipality have increased a good deal since 1876 when the order was passed.

(9) The Govt. say, considers that the assignment maybe terminated but the arrears maybe paid as the municipal Council have carried out the conditions of the grant in respect of the arrears. The Financial secretary will go a step further & wishes withheld the payment of the arrears also (Note dt 11.12.26)

(10) The municipal Council considered this question at a meeting held in October 1926 and approved the recommendations of a managing Committee who were of opinion that the assignment shd not be cancelled [illegible]

Flag W

Flag E

Note. Contd. Sheet

WD 01286—GPB—97,500—1-9-26

App. F. III—2]

General and Revenue Secretariat

File No. 12 (13) of 192

Serial No.

under a grant-in-aid to the Council is fixed either for purposes of improvement and that in any case the arrears should be paid

DEWAN'S OFFICE.
Received on
20. DEC. 1926
File No. 4583.

Q1. The policy in regard to grants for improvement has recently been fixed in G.O. dated 5-NOV 1926. and there is no reason to continue this assignment any further

Q2. It does not appear fair to withhold the payment of the arrears. The municipal Council have been regularly contributing their quota of contribution to the Hospital and fulfilled the conditions entitling them to the revenue under the Chief Commissioner's order. The condition in the order of 1875 that it is terminable at any time cannot fairly be interpreted as entitling Govt. to withhold the arrears accumulated. The sum mayavaram Municipality annual is about Rs. 30,000 — it was Rs. 5991-4-4 on 5 years average from 1917-18 — and will perhaps help the municipality to some permanent improvement work

Submitted for orders

Dewan)

20.12.26

Q3

Q4 Chief Secy. with Comptr.

21.12.26

22/12/26

Note- Contn. Sheet

235 (25

Extract from the Proceedings of the.....79lst.....Meeting of the Council of His Highness the Maharaja, held at Bangalore on the.....Wednesday the 26th Jany.27.....19 .

144. Subject: Clause XII of the Schedule.

95 **Claim of the Bangalore City Municipal Council to the land revenue and cess of the lands situated within the City Municipal limits for the period from 1917-18 to 1921-22.**

Opinion of the Council.

96 **Government regret that the claim cannot be accepted and the assignment should be treated as having terminated from the date from which payment has ceased to be made.**

97 to the D.S.W

27/1/27

Dear

"EXTRACT"

Chief Secretary to Government.

WD 1471—GPB—2,800—1-8-21

(For Disposal at a Meeting)

No. C. 235 26
of 1926-27

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT

(clause XII of the schedule)

97 Claim of the Bangalore City Municipal Council, to the land Revenue and Cess of the lands situated within the City Municipal limits for the period from 17-18 to 1921-22.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

23rd December 1926.

Chief Secretary to Government.

First Member of Council.

Second Member of Council.

Submitted to His Highness.

96 The Chief Commissioner, by orders passed more than 50 years ago had made a temporary assignment of the assessment or rent derivable from certain lands to the Bangalore City and Cantonment, subject to the condition that a sum of Rs.5,000/- was allotted for the maintenance or erection of a public and useful institution to meet the requirements of both the City and the Cantonment.

97 The total assessment of these lands was Rs.9,760/-, and the share of the City was one-half i.e., Rs.4,880/- , but, according to the Revenue Accounts, the amount was Rs. 4,426-4-5.

98 This amount seems to have been paid till the year 1917-18. In the year 1924, the Revenue Commissioner forwarded a bill for Rs.15,591-4-4, being the arrears of the revenue claimed by the Municipal Council for the years from 1917-18 to 1921-22, and enquired whether he may countersign the bill and post it to the Comptroller.

99 In the course of the examination of the case, it was found that the original assignment was temporary and terminable on the orders of the authority that sanctioned it, but the payment seems to have been made without reference to the facts, whether there was any necessity to continue the grant and the conditions necessary for its payment were complied with. The question of the termination of the assignment seems to have been lost sight of.

100 The payment of Rs.2,400/- per annum, made to the St. Marthas Hospital, is considered to be the contribution to be made for the continuance of the grant.

101 The Municipal Council consider that the grant should not be withdrawn and claim it by long continued enjoyment.

102 There is no doubt that the assignment, having been

temporary, can be withdrawn at the pleasure of Government. The only question is whether retrospective effect should be given to the withdrawal, or we may pay the arrears up to date.

105 As regards improvement works in the Bangalore City the present policy of Government is to fix the grant each year, with reference to the works proposed, and these grants are fairly liberal. It does not seem necessary to continue such assignments of revenue in addition. The Financial Secretary points out that, though in the Government Order of May 1918, Government undertook to contribute generously only for a term of years for the rapid construction of City Improvement Works, the Municipality is continuing to receive liberal grants from State Funds. In the circumstances, it is against public policy to assign further any portion of the land revenue of lands under occupation, on the ground that they are situated within the Municipal limits. The assignment may therefore be cancelled, the withdrawal having effect from the year 1917-18, from which year, the payment has been kept in arrears.

106 Deducting the collection charges, the arrears from 1917-18 to 1921-22 is reported to amount to Rs.15,591-4-4, and up to date the total amount will probably be double this sum.

107 The matter was considered in Council who have resolved as follows:-

108 Government regret that the claim cannot be accepted and the assignment should be treated as having terminated from the date from which payment has ceased to be made.

109 The resolution of the Council may be graciously approved.

Mirza M Ismail

Bangalore.
28th January 1927.

Record of r th Or
of ahar ja

Subject.

110 Claim of the Bangalore City Municipal Council to the Land Revenue and Cess of the lands situated within the City Municipal Limits for the period from 1917-18 to 1921-22.

Referred with Go No 71 B 2/5 2 27

Order.

App. F. III—2]

General and Revenue Secretariat.

File No. 137 of 1927

Serial No.

MAN'S OFFICE.
Received on
21 MAY 1927

Ms

111 These papers were given to me yesterday by the Devan with the instruction that the question be re-examined. Please put up draft of my D.O. letter to Sir Charles Stuart

21/5

112 Submitted herewith

21/5

113 Submitted for orders to circulate the papers for reconsideration

Devan)

21/5

114

22/5

115 CB circulate

25

Ms 24/5/27

NOTE—Contn. sheet

(For Disposal at a Meeting)

No. C. 235
of 1926-27.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT

(clause xii of the schedule)

Claim of the Bangalore City Municipal Council to the Land Revenue and Cess of the lands situated within the City Municipal limits for the period from 1917-18 to 1921-22.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

Chief Secretary to Government.

25th MAY 1927.

First Member of Council.

Second Member of Council.

Third Member of Council.

Subject. -

116 Claim of the Bangalore City Municipal Council to the land revenue and cess of the lands situated within the City Municipal limits, for the period from 1917-18 to 1921-22.

...

OPINION OF THE COUNCIL.

117 To speak to the President

nil
24

A/s Rev

118 Put up draft notes as directed on minute

nil
27

F III—2]

General and Revenue Secretariat. Rev File No. 251 of 1926.

Serial No.

Letter No C-1- 5844 & 25.6.'27 from the Rent Court, Bangalore Adj.

Requests that the sum of Rs 30,591-4-4 being the amount of land revenue due on certain agricultural lands situated within the Adj Rent limits from 1916-17 to the end of 1926-27 may be arranged to be paid to the Municipal Council as early as possible

119 The main role on the subject was one among the questions arranged by the Chief Secy to be discussed at a meeting of the Special Committee held at his bungalow on the morning of the 18th Instant. This file was there with the Chief Secy. and has not come back to this Branch.

120 If approved the present reference may be submitted to Chief Secy in the P.S. 30/6/27 " N.I Standers.

Chief Secy) Put up a reply stating that on scrutiny of the account a sum of Rs 600 & odd only is found due and that the assignment is sanctioned. Transfer this to P/S Rev

P.S. to M. 27/7

tn. sheet.

WD 2293—GPB—10,000—4-5-27

Revn.

General and Revenue Secretariat.

Bud 384

File No. 137 of 1927.

AN'S OFFICE
Received on
18. JUL. 1927
No. 635

Serial No.

CHIEF SECRETARY
- 5 JUL 1927

123 Despatch (Chelmsford) 23/7/27

124 A revised despatch proposing for Secretary of State's (Chelmsford) 23/7/27

CHIEF SECRETARY
- 8 JUL 1927

125 Despatch and enclosure the Draft as revised 11/7 new

126 Despatch Despatch submitted (Chelmsford) 23/7/27

CHIEF SECRETARY
16 JUL 1927

127 A draft over terminating the assignment of land revenue to Mr Malby but admitting his claim for the last 10 years at the reduced rate of Rs 800 per annum, to Govt for consideration If approved, this may be disposed of by circulation (Devanna) 18/7 new 18/7

18 Dec 18.7.27

129 F. D circulate 19/7/27 new 19/7

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

35

(For Disposal by Circulation) 6494

No. C. 22

..... 9 1927

GENERAL AND REVENUE SECRETARIAT.

COUNCIL MATTER.

SUBJECT.

Claim of the Bangalore City Municipal Council to the land revenue and cess of the lands situated within the City Municipal limits.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

19th July 1927.

Chief *Secretary to Government.*

~~Extraordinary Members of Council~~

First Member of Council. I agree 20/7

Second Member of Council. I agree 21.7.27

Third Member of Council. I agree

WD 2670—GPB—1,000—1-27

21/7/27

A/c Rec'd 20/7

To file, compliments

(May be adjusted with such [illegible] other supply maintenance charges)

F. III—2]

669 5781 36

General and Revenue Secretariat. | File No. 137 of 192 2- | 4785

Serial No.

130 wts with a letter

131 Chief Secy

28/7

CHIEF SECRETARY. 0 JUL 1927 DEWAN'S OFFICE. P.

Dewan

27/7

3/7.27

Com 212 — Submitted with draft and fair. Communicating the G.O. Please see G.O. para 85 of the rules. The proposal has been received H.H's sanction. 13.8.27

May the Comptr be intimated about the adjustment proposed?

H. Secy) 16/8/27

~~The case is recorded in the register and the abstract~~ This is a case of refund. The Comptr may be asked to adjust the claim in the accounts

5/26/27

5/16.8.27

IAL SECRETARY 15 AUG. 1927 No. 2253

& REV. SECT. 16 AUG. 1927 FINANCIAL BRANCH.

Communicated to Com Board in H. Com 212 with the request to adjust the claim in the accounts 1926-27.

NOTE—Contn. sheet

26/11/27

WD 2293—GPB—10,000—4-5-27

Submitted to His Highness. 27

With reference to the Private Secretary's D.O. No.71 dated the 2nd/5th February 1927 returning with certain suggestions this file of papers relating to the claim of the Bangalore City Municipal Council for arrears of land revenue accruing on certain lands assigned to them in the Municipal limits under the Chief Commissioner's order of 8th June 1876, I beg to submit that the whole matter has again been carefully examined. It is found that out of 2,573 acres originally included in the City limits, 1150 acres were classed as arable lands bearing an aggregate annual assessment of Rs.1,330/-. With the growth of the City, more and more of these arable lands were converted into building sites and the assessment thereon was written off. The area which now remains out of the original assignment and on which land revenue is collected is shown to be about 175 acres assessed at about Rs.650/- per annum. This is all the City Municipality is entitled to claim if previous undertakings are strictly interpreted. The Municipality had however claimed and been allowed to collect, for a series of years, a larger amount than the revenue realised from the lands forming the original assignment. The excess payment thus made ranged from Rs.1000/- to Rs.2000/- or more per year.

In September 1917, Government directed that the assessment on lands included within the Bangalore City Municipal limits subsequent to 8th June 1876 could not be sanctioned. According to this decision, the amount payable to the Municipality after deducting 10 per cent for collection charges would be about Rs.600/- per year.

When the file was again submitted to me on the 18th July 1927, I recorded that the assignment of land revenue to the Municipality might be terminated and that the claim of the Municipality for the arrears of land revenue for the past 10 years at the reduced rate of Rs.600/- per annum might be admitted. The Members of Council, who were consulted in the matter, agree with me.

A draft order embodying the above decision is submitted for the gracious approval of His Highness.

Camp - Mysore,)
31-7-1927.)

Mirza M. Ismail

1 0. AUG. 1927

298

Record of Cases submitted for the Orders of His Highness the Maharaja.

62

Subject.

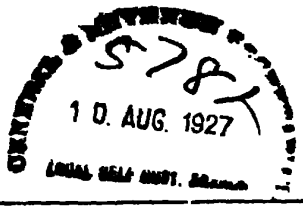
Draft Government Order relating to the claim of the Bangalore City Municipal Council to the land reve: and cess of the lands situated wit: the City Municipal limits.

Order.

2/8/27

4-8-27

General and Revenue Secretariat



C 23 39

SUBJECT

Draft Govt Order relating to the claim of the Bangalore city Municipal Council to the land revenue and cess of the lands situated within the city Municipal limits

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquaters and then sent to the Secretariat concerned for the issue of orders.

Circulate to Members of Council for perusal of His Highness' orders before/after* issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

By Order,

Chief Secretary to Government.

Through the Secretary to Government,

Department.

1170/5/8

490/5/8

1013/7/8

FIRST MEMBER OF COUNCIL. 6/8/27

SECOND MEMBER OF COUNCIL. 6/8/27

Nird
~~EXTRA~~/MEMBER OF COUNCIL. 7/8

d. 8.8

7/8.

Issue

NOTE - Contn. sheet.

No. Mov 1623/26-27

40

Encls (3 Statements and one extract of "To" Register)

Bangalore Taluk office,
Bangalore, Dated 25th April 1927.

Sir,

Your letter No.D.O. 6590 dated the 18th ultimo, requiring me to furnish the particulars of lands assigned to the Cantonment and City Municipalities in 1876 and the present extent of land and Land Revenue enjoyed by each of them.

2. In reply I beg to submit below the details I was able to gather after a very careful and laborious search for references and accounts relating to the subject. I had to gather the information from the Residency, the Secretariat Records, the Survey ---- Superintendent's office and the District Office and most of them I had to get through the personal exertions of the Surveyor Mr. K. Srinivasa Iyengar under my directions. Hence there was unavoidable delay, though I may be permitted to state that the matter has been comparatively quickly attended to and valuable information gathered.

3. As regards the basis for the information I was not able to gather anything beyond what I could get from the original map prepared in 1871 under the directions of the Chief-Commissioner in conference then sitting. The details relating to the actual handing over of 9072 acres of land mentioned in the -- schedule of the Chief Commissioner's Proceedings No.195 Rev.5 dated the 10th of April 1875 are not, however, available even in the Survey Superintendent's office. The names of villages then assigned are noted in the settlement Report of 1871 agree with those shown in the map referred to above and the total number of Survey numbers in each village as given in the said map agree with the total number of Survey numbers as recorded in the Endorsed Physal Patrike and Pahani prepared at the original survey and

and settlement along with the map. Hence the area of each number shown in the map has therefore been taken from the original survey records then prepared.

4. According to this the total extent of land of Government villages will be 10146-36 Ac. G including village sites etc, and the assessment or Land Revenue including Jodi and Khayam-gutta from Inam Villages will be Rs 12118-14-6. This very nearly tallies with the extent mentioned in the Chief Commissioner's Proceedings of 1875 if the area of the tank-beds not ~~sufficiently~~ specifically mentioned in the schedule of the order of 1875 is excluded therefrom. But this is only a surmise.

5. The accompanying statement A shows the villagewar details working up to this figure. The extent of assessed land also --- tallies nearly with the figures shown in the Proceedings.

6. 3. As per letter No.1 dated the 1st of April 1884 from the Dewan of Mysore to the Resident in Mysore read with Notification No. 56 dated the 17th May 1888, fixing the final demarcation of the Cantonment limits together with the area assigned to the Cantonment authorities, it is found that, as shown in the Statement A, an extent of 6243-16 Ac. G comprising the whole and part villages both Government and Inam as noted below *(Statement attached separately) with the land Revenue of Rs 5873-6-6 were assigned to Cantonment.

7. The complete management over this area including recovery of Land Revenue rests with the Station authorities and it is also learnt that the Land Revenue derived in the said assigned villages is being made over to the Cantonment Municipality by the Collector of Civil & Military Station deducting 10% of the same towards the collection charges.

8. According to the figures available in the Collector's office the total extent of agricultural land and its current Jamabandi is as follows:--

S.No.	Name of village	Extent	Kharab	Remaining extent.	Current Revenue
	Government	A. G	A. G.	A. G.	Rs
1.	Dommalur	319-19	59-4	260-15	683-12-4
2.	Dukanahalli	183-14	24-34	158-20	343-6-9
3.	Doddakunte	9-28	2-23	7-5	12-6-0
4.	Do Rydrabhumi Railway land	11-4	9-28	1-16	2-6-3
5.	Hasoor	376-15-	69-36	306-19	779-14-6
6.	Akkithimmanahalli	266-13	127-2	139-11	425-8-3
7.	Bilekhalli	60-6	45-20	14-26	78-4-3
8.	Byadarhalli Railway	11-4	7-4	4-0	5-11-9
9.	Kuppasandra	50-0	15-32	34-8	41-2-3
10.	Somenahally(Govt)	14-20	3-21	10-39	25-7-9
		1302-3	365-4	936-39	2398-0-1
Inam					
11	Jodi Somenahalli	-	-	-	13-11-3 Jq
12	Nilasandra	-	-	-	8-7-4
13.	Khayamgutta Doddakunte	-	-	-	526-3-6
14.	Do Binnamangala				251-14-6
15.	Do Byadarahalli				394-11-8
	Grand Total				1195-0-3
					3593-0-4

2. According to the present City limits the marginally n

1. Hadgodi
2. Challaghatta
3. Senavagalu
4. Gipura

villages stand out except for a portion ty Ejipura comprising 3 Kharab numbers involving an extent of 12-4 and since treated as Government Somenahally in Survey accounts, perhaps as it adjoins main Somenahally. The remaining villages comprising 2573 acres & 9 Guntas were retained for the City Municipality. Slight changes in the boundaries between the

UB

Cantonment and the City have taken place from time to time but the area of land belonging to the City Municipality out of the said villages has not materially altered. As per Survey Settlement the area of the five villages made over to the City have an extent of 598-24 with Jamabandi of Rs 1259-8-0'Vide statement B) the rest having been treated as Kharab or land used for building purposes during the period between original and Survey settlements.

10 According to Government Order No. 1793-804 Municipal 153-15-10 dated 22nd Spetember 1917 the land revenue of only such of the villages as were specifically assigned under the Government Order of 1875 alone belonged to the Municipality and no part of any other income could be made over to them.

11. But from this office reference No.177 dated 6th September 1909 to the Deputy Commissioner(extract from the "TO" Register enclosed for kind perusal) it is found that with the change of the boundry of the City Municipality it was thought, as also observed by the Secretary to Government in his No. L 5282-Ml.137-23-4 dated 9th January 1924 that the land revenue of the entire extended area was also assigned to the ---- Municipality and the amounts assigned accordingly by adjustment in the Treasury figures. This practice has gone down up to 17-18 and since 17-18 no amount appears to have been so adjusted here as the Taluk Treasury was abolished and the transactions had to be made in the State Huzur Treasury.

12. According to the order of 1875 it appears to be certain that the City Municipality can only lay claim to the Revenue of the villages mentioned in the statement " B" which during the year 1926-27 amounts to only Rs 654-6-0 and not to the Revenue over 14 villages with a total area of 2031 acres and yielding a revenue of Rs 4,448/8/0 as supposed according to the list referred to in para 2 of your D.O. letter under reference.

13. These village lands are being managed by the Revenue Department and the amounts collected by them. ~~They have~~ This amount has to be made over to the City Municipality as per terms of the G.O.dt.1917 deducting a commission of 10% over the land revenue collected.

S Beg Hemani
Sd/
Your obedient servant
V Bowrakanan
Amildar

T. R. Somevara Iyer Esq. B.A.B.L.
Revenue Secretary
Bangalore

Statement C

Statement showing the names of Villages whole and Part assigned to Cantonment as per letter No. / dated the 6th April 1884 from the Dewan to the Resident in reply.

Government Villages		Inam villages		Remarks
Complete	Part-	Complete	Part-	
1. Sommalur		1 Somenahalli		
2 Halasoor		2 Neelagandra		
3 Kuppuswandra		Jawa Inam		
Bukkanahalli		3 Byadenahalli Khayampeta	— nil —	
Doddakunta		4 Bimanayaka Khayampeta		
Rudrabhumi		5 Doddakunta		
Doddakunta Railway				
Byadenahalli Railway	Byadenahalli Railway			
— — —	Eji pura			
— — —	Sampigehalli			
— — —	Gandu Obanahalli			

Dewan Peon
and Sadar

ಸಂಖ್ಯೆ ೧೭೭

ಸಂಖ್ಯೆ ೧೭೭

ಸಂಖ್ಯೆ ೧೭೭

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Statement A.

Enclosure to Bangalore Taluk Boundaries Reference No. 1628 23-4-25

to the Assistant Secretary, Revenue Department

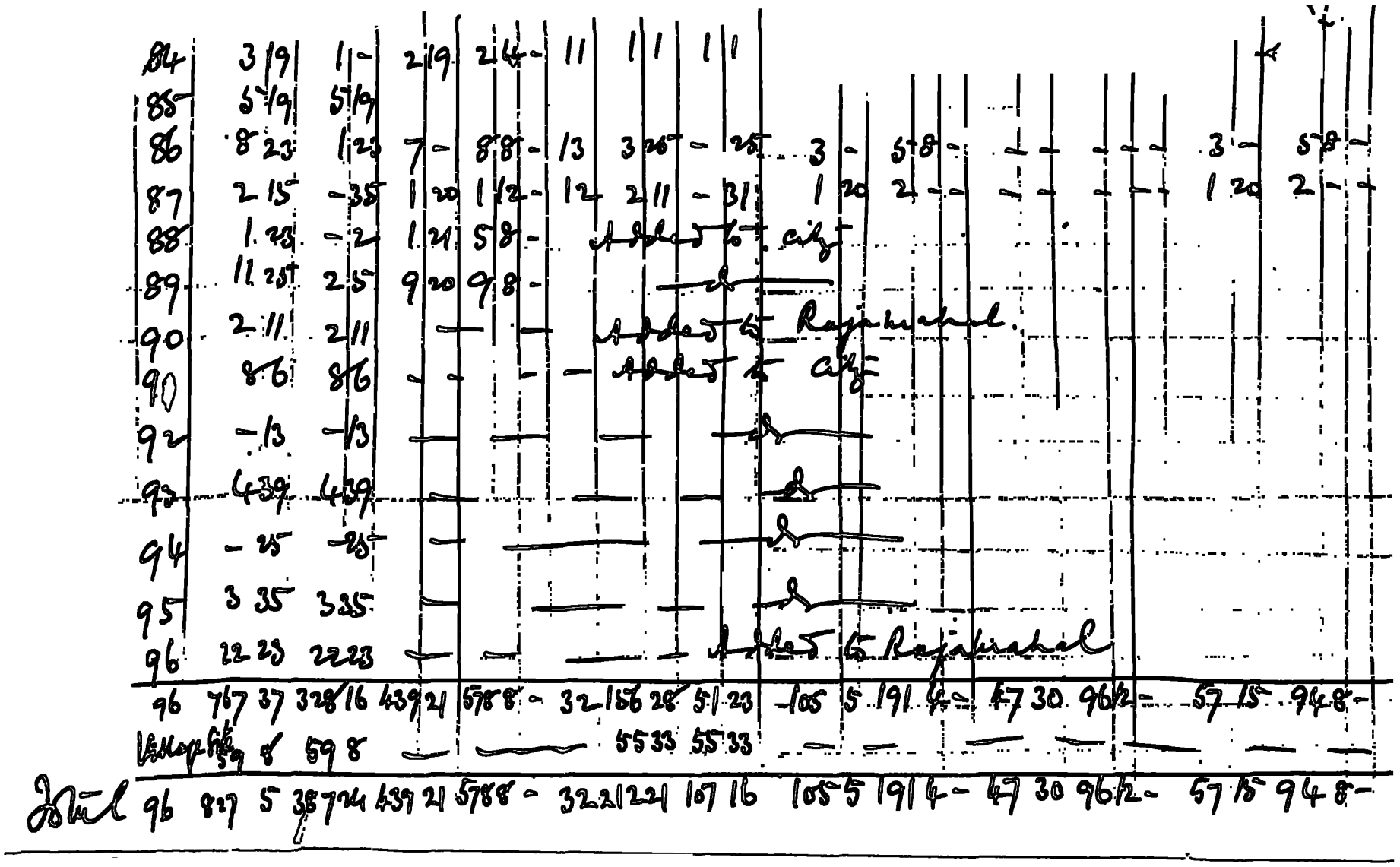
ENCLOSURE TO AMILDAR'S REPORT.

L4

ment "B"

ngalore Taluk Auildings Report No. MOC/623 dy 25.4.1929

tary Revenue Department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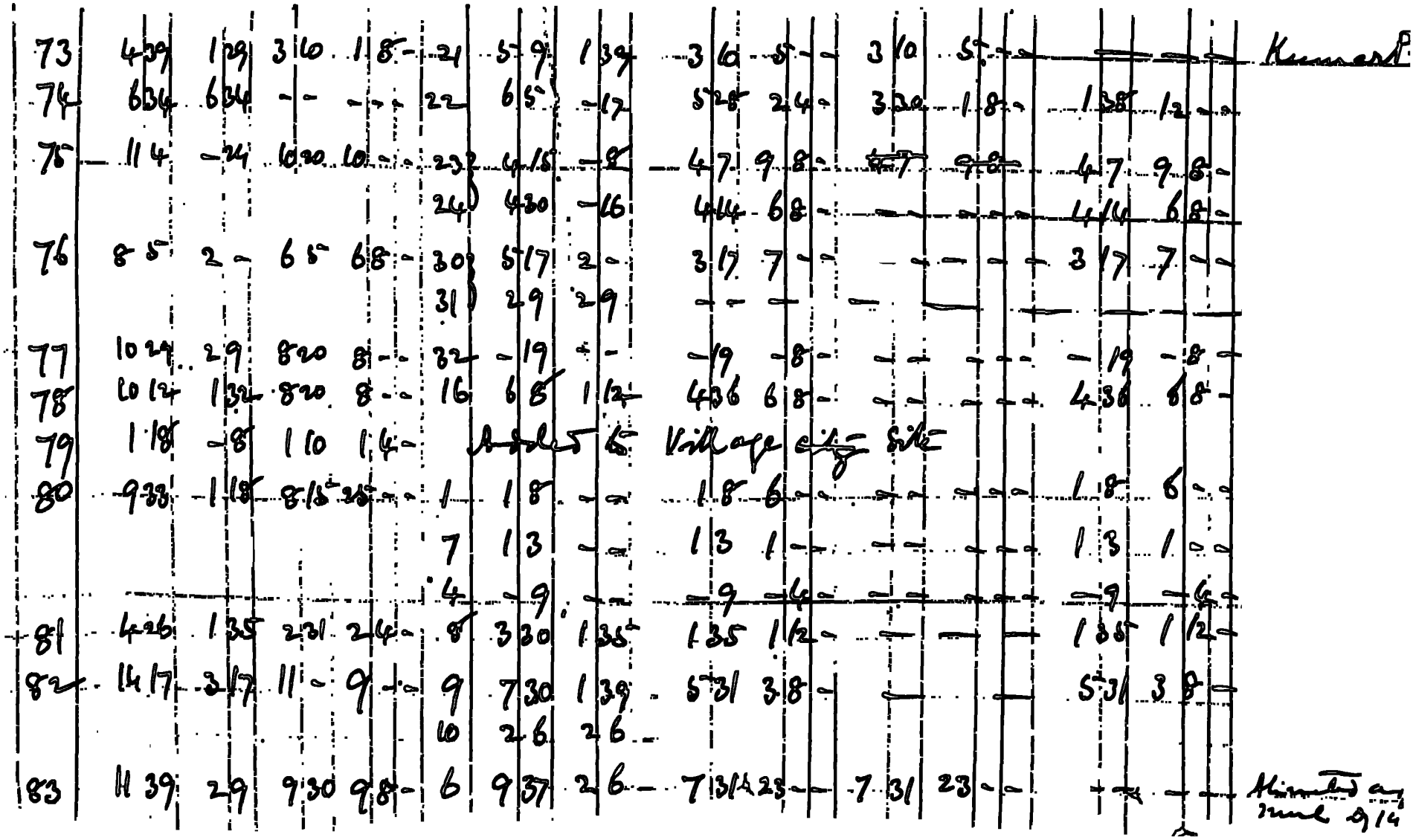
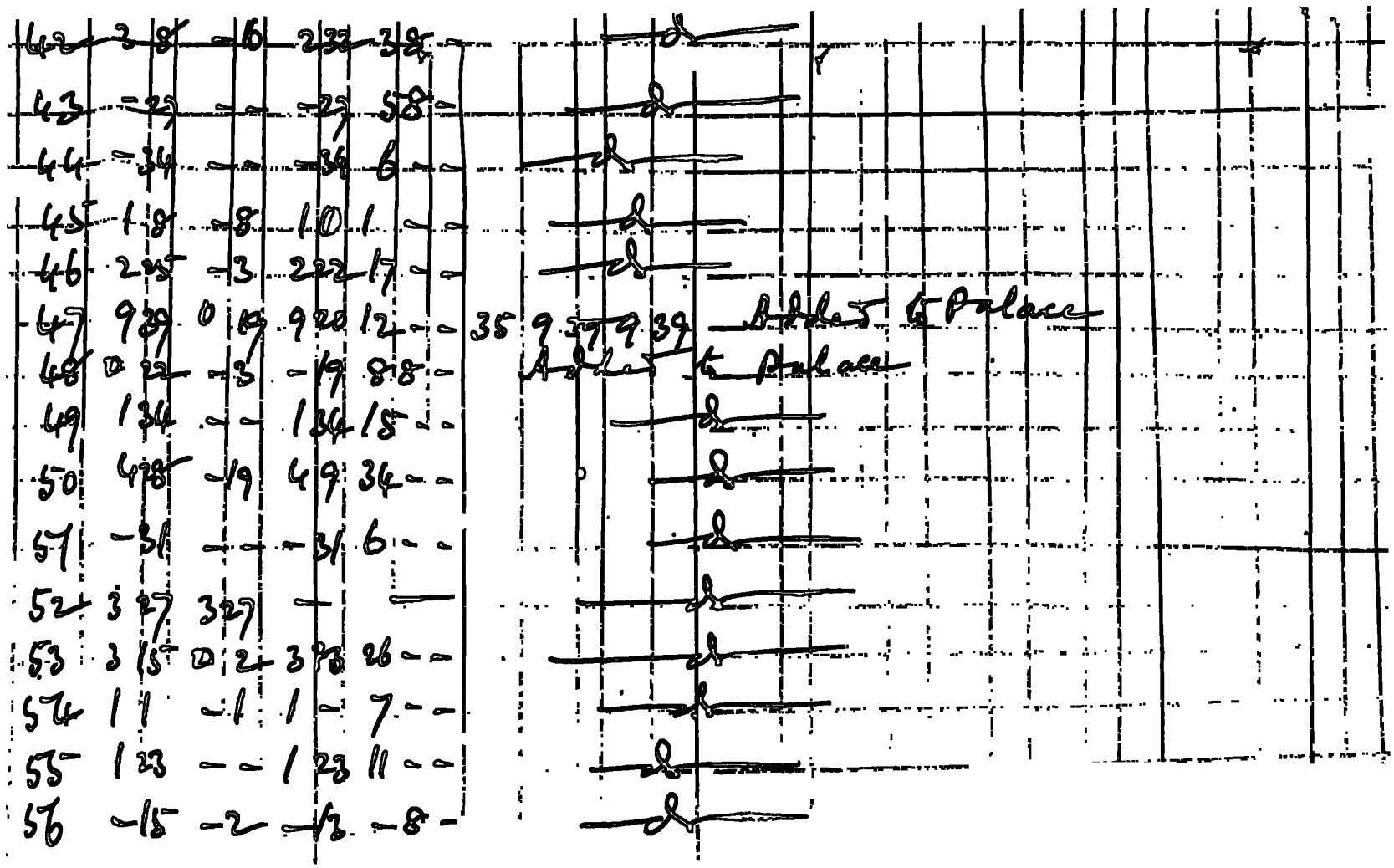

Kumarapalayam
Village dig Site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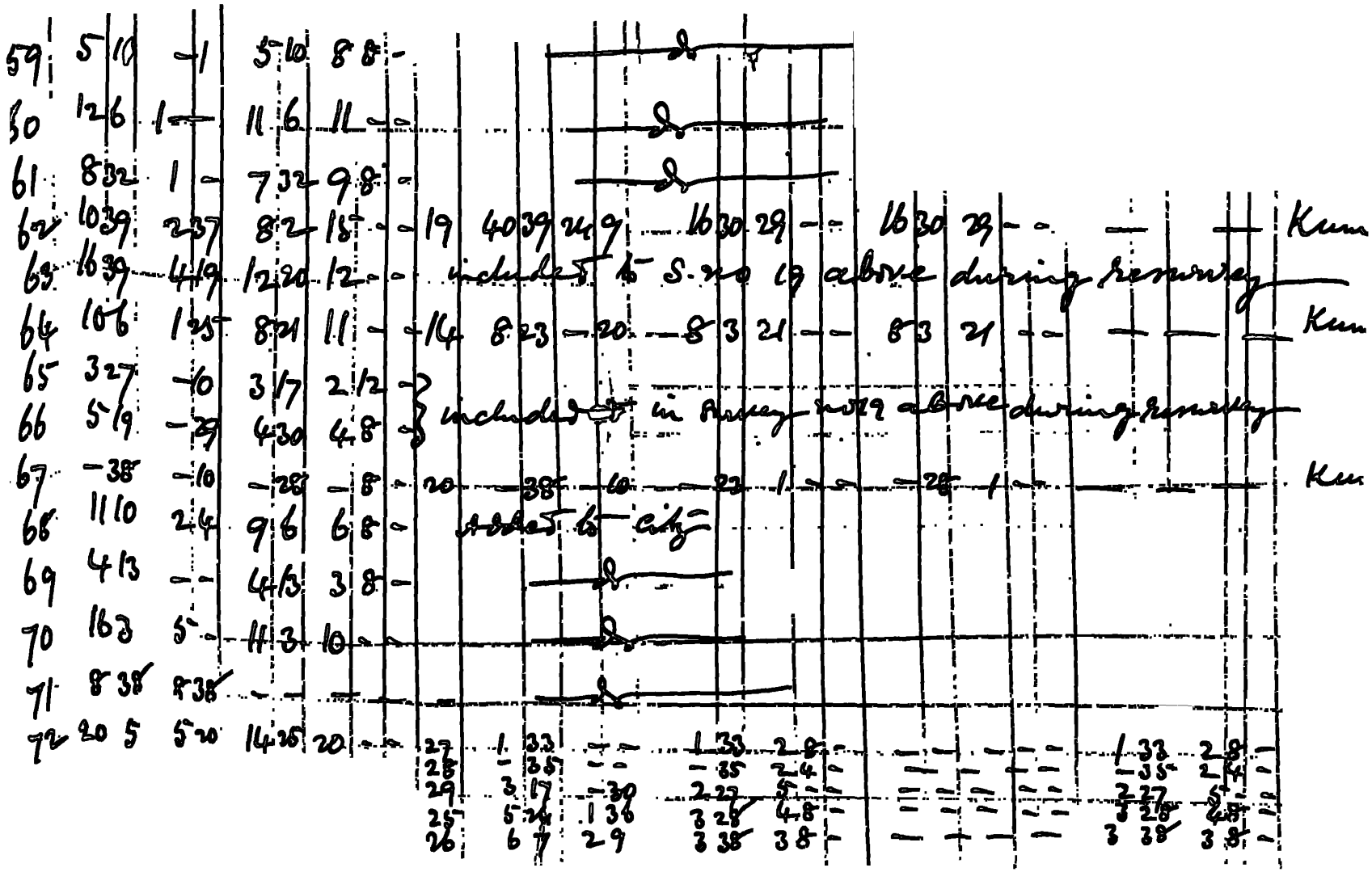
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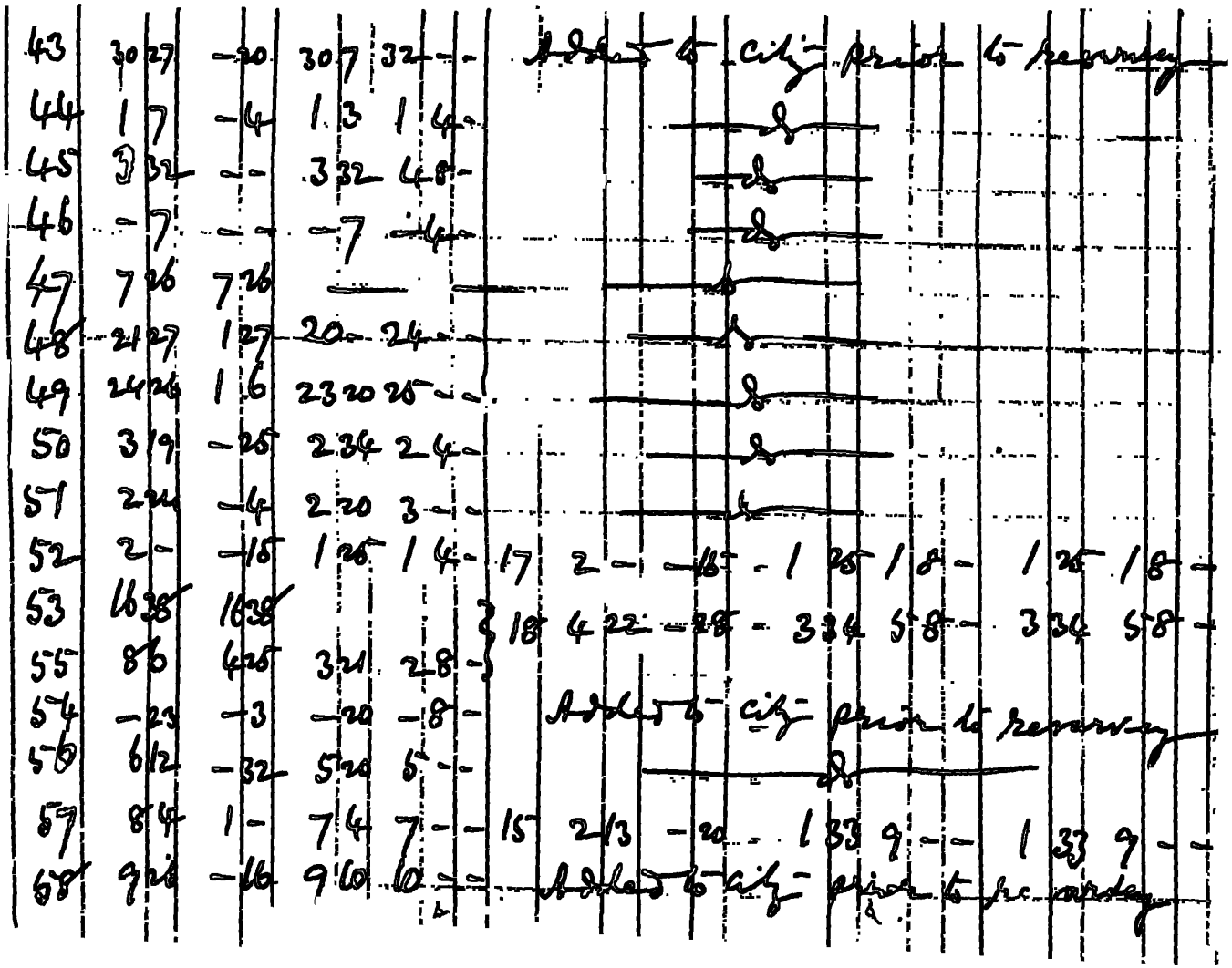

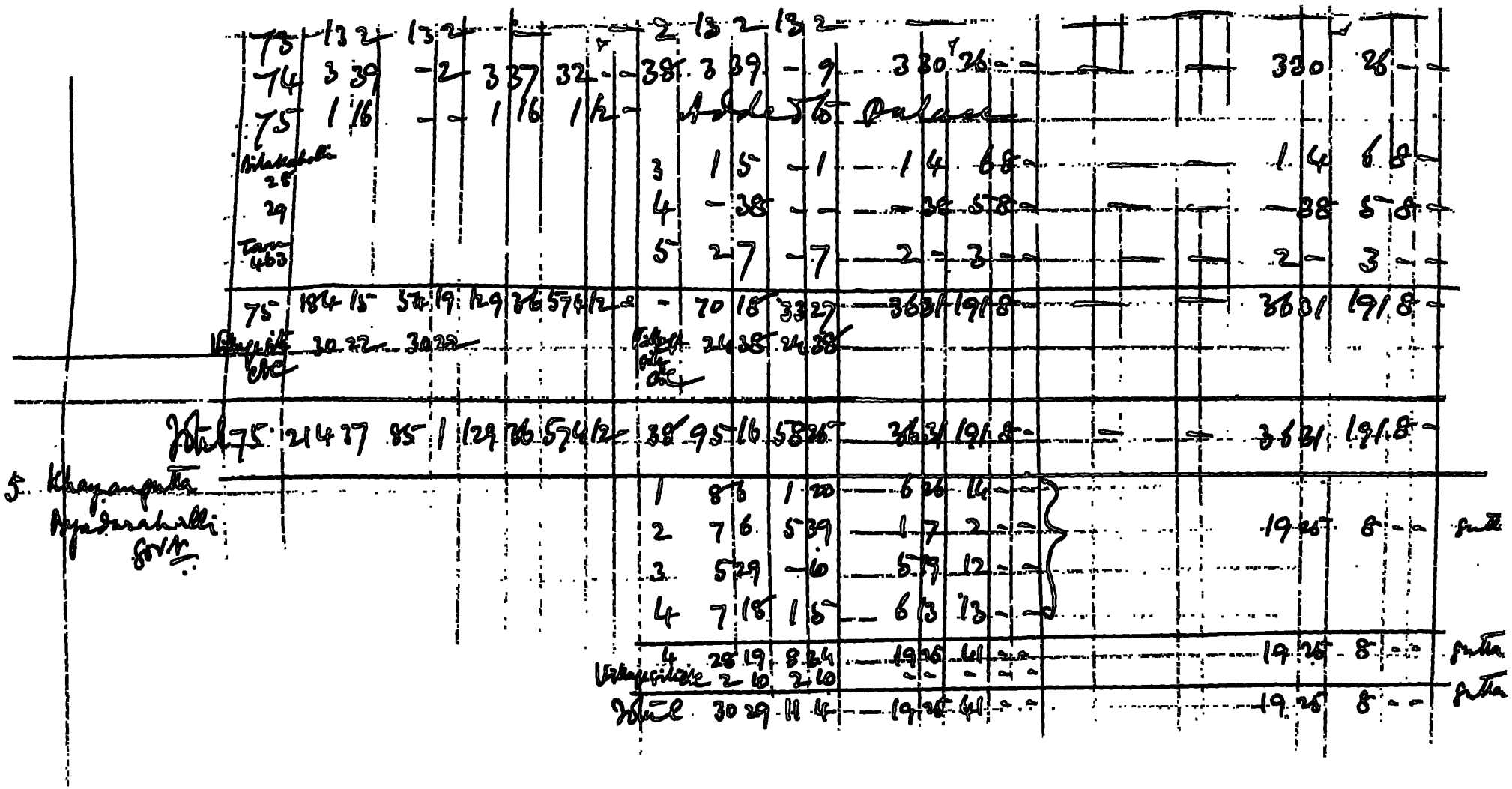

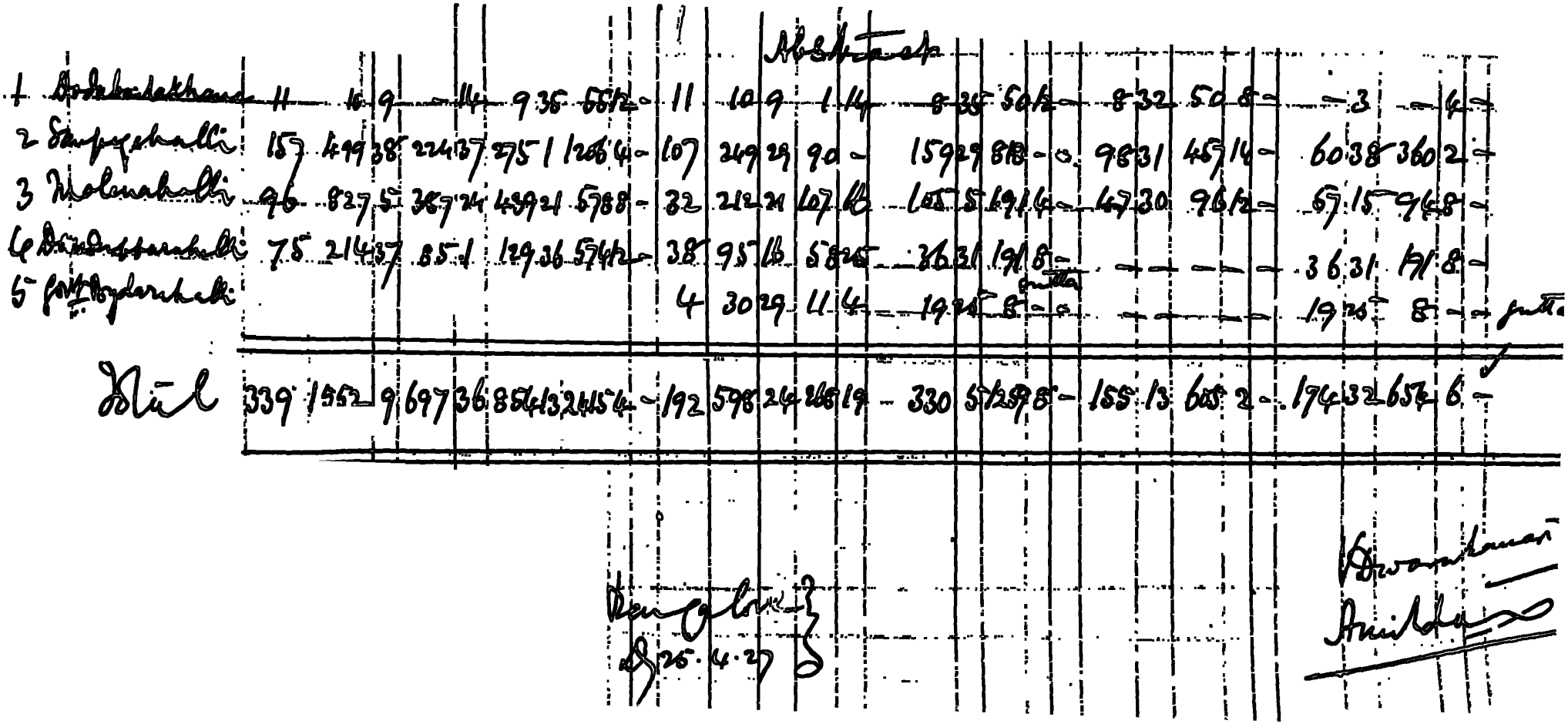

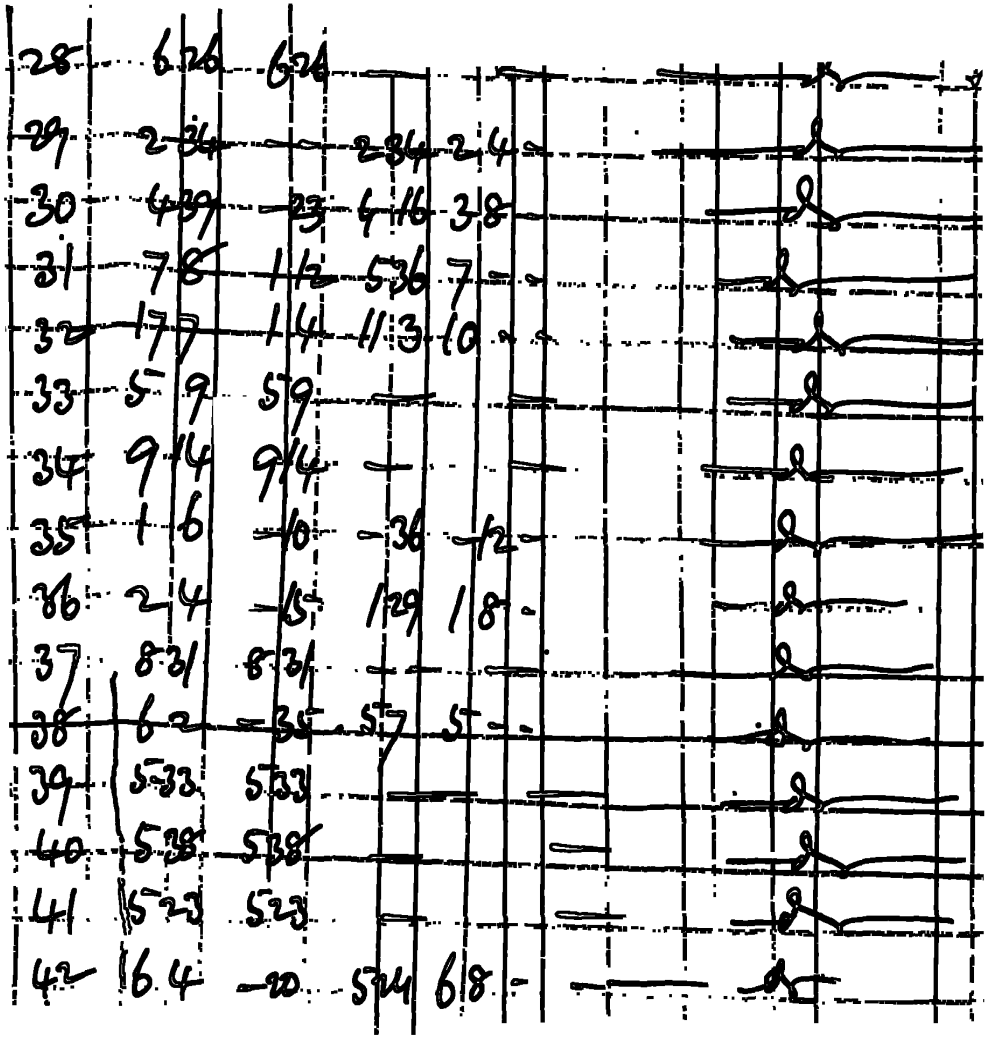
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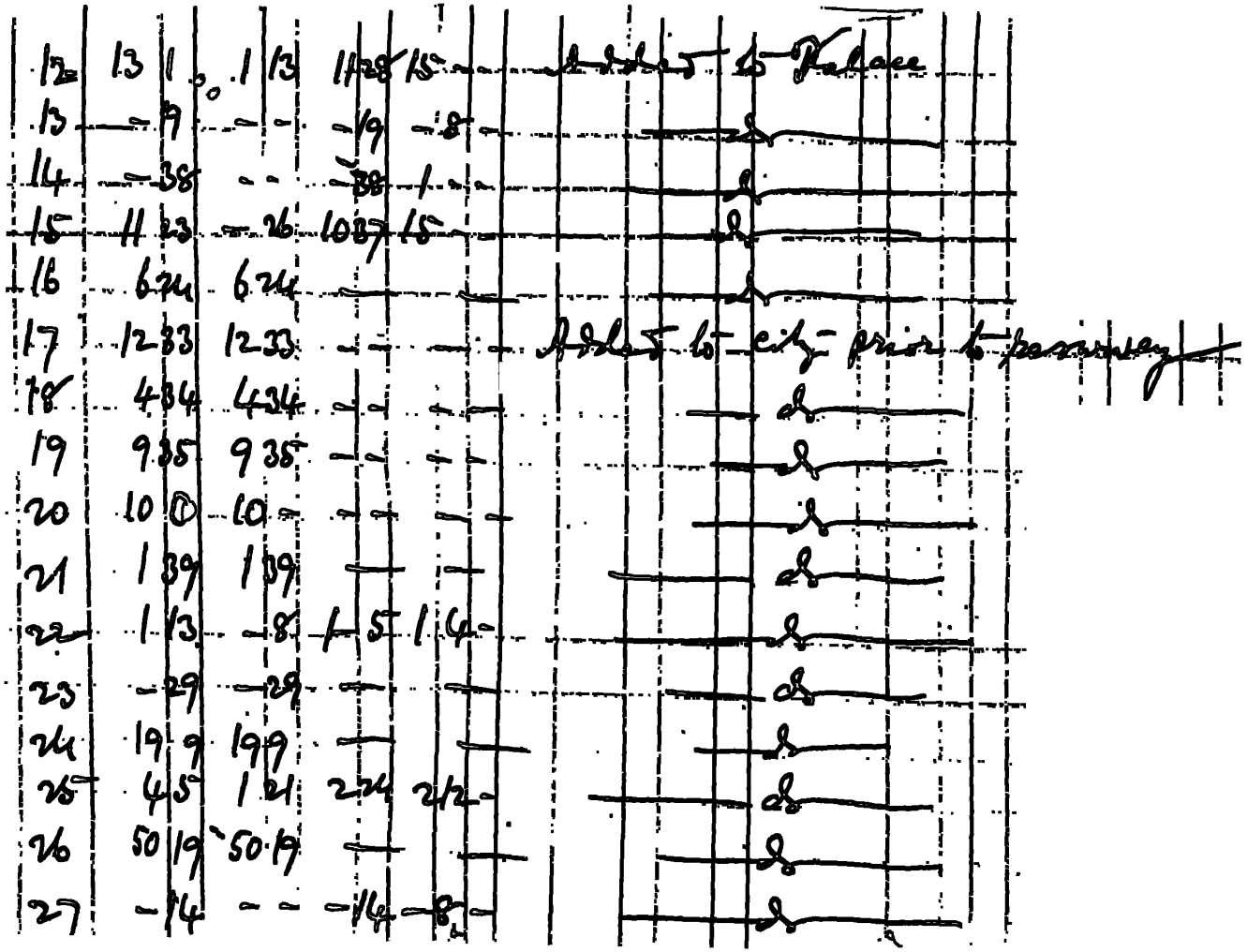
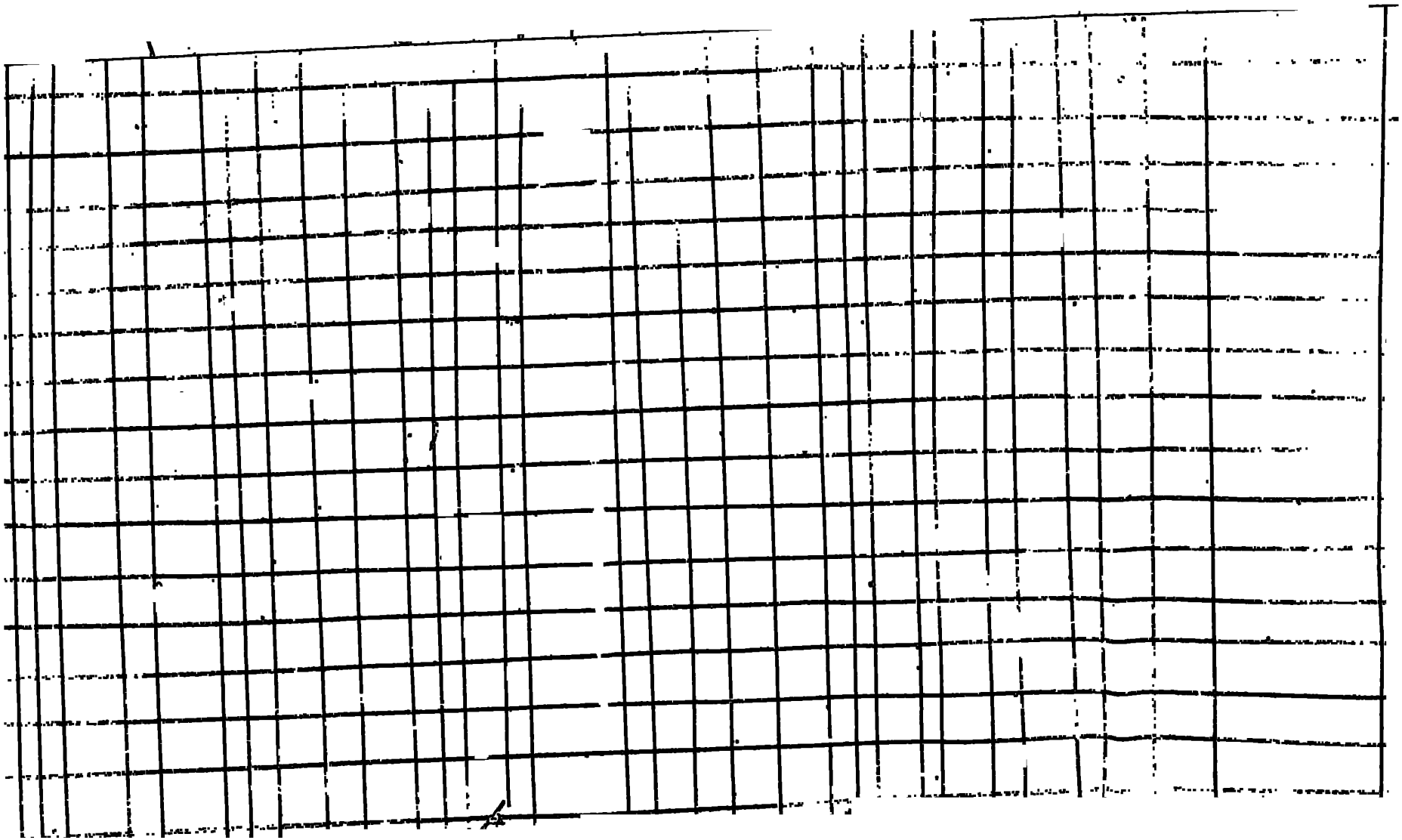
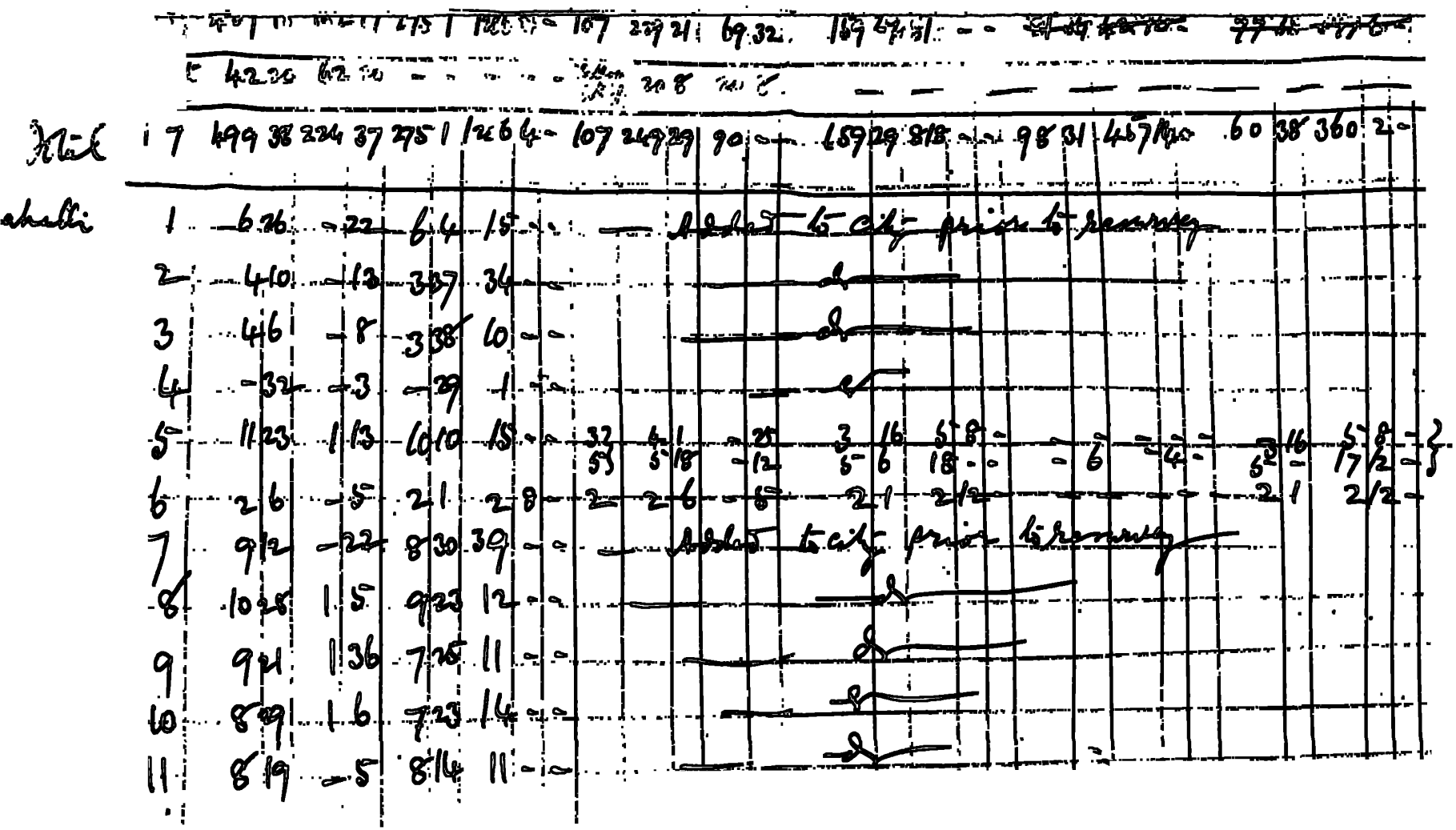
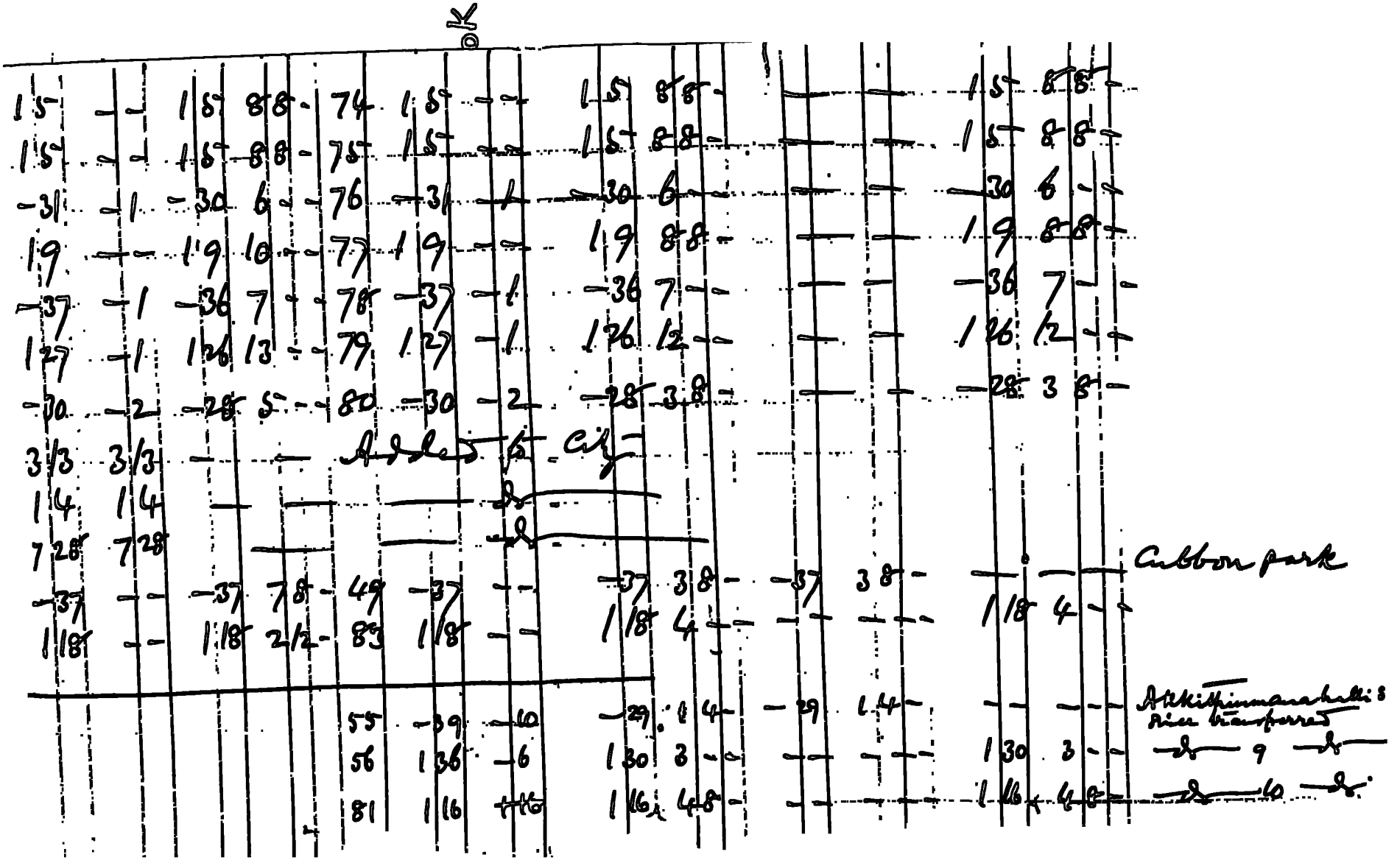
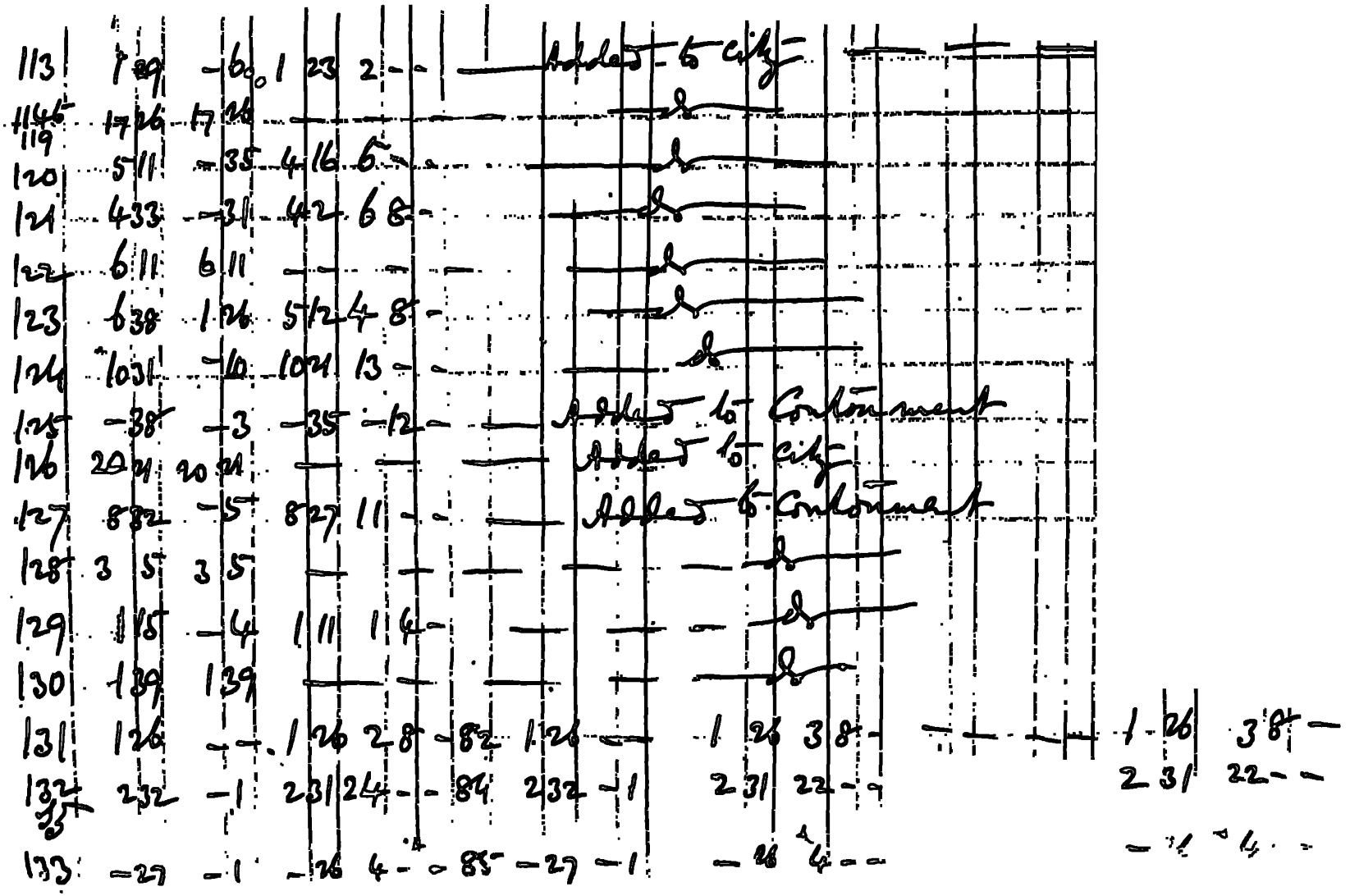
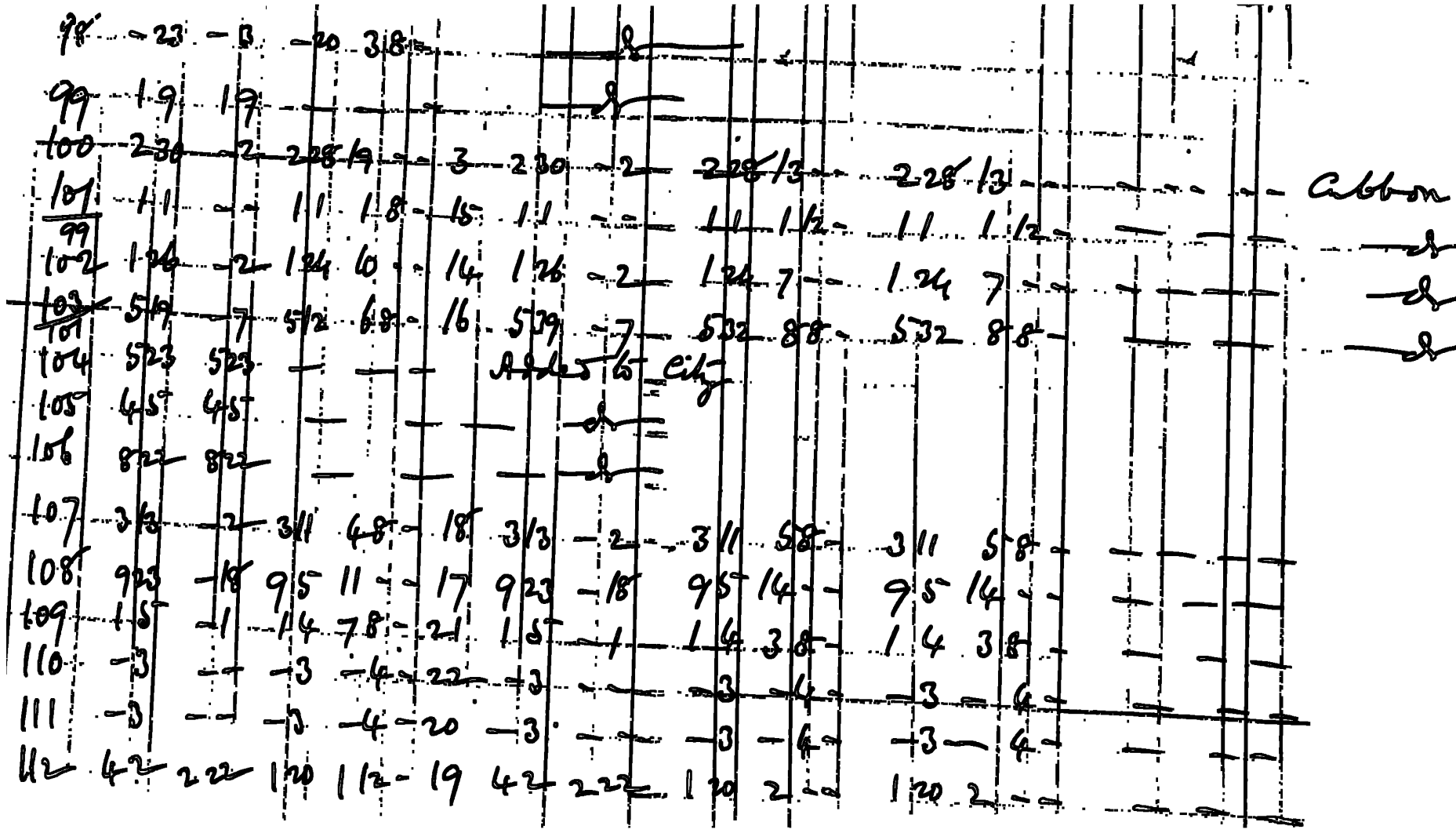

Palace
Add 5 to city prior to passing

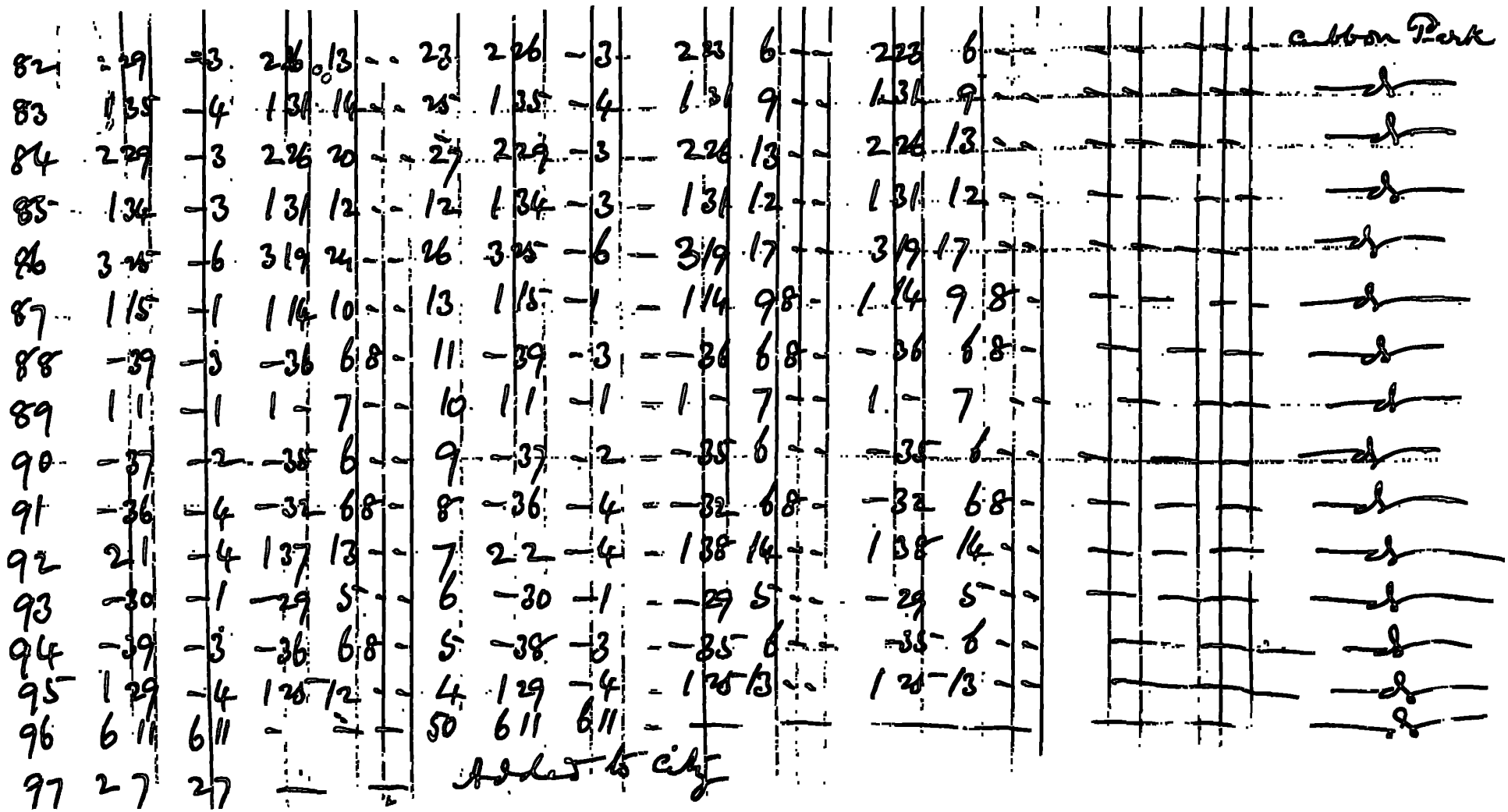




Cubbon park
Ashokkumar Ambulkar's
Rice transferred


Added to city
Added to Cantonment
Added to city
Added to Cantonment




Abbey Park

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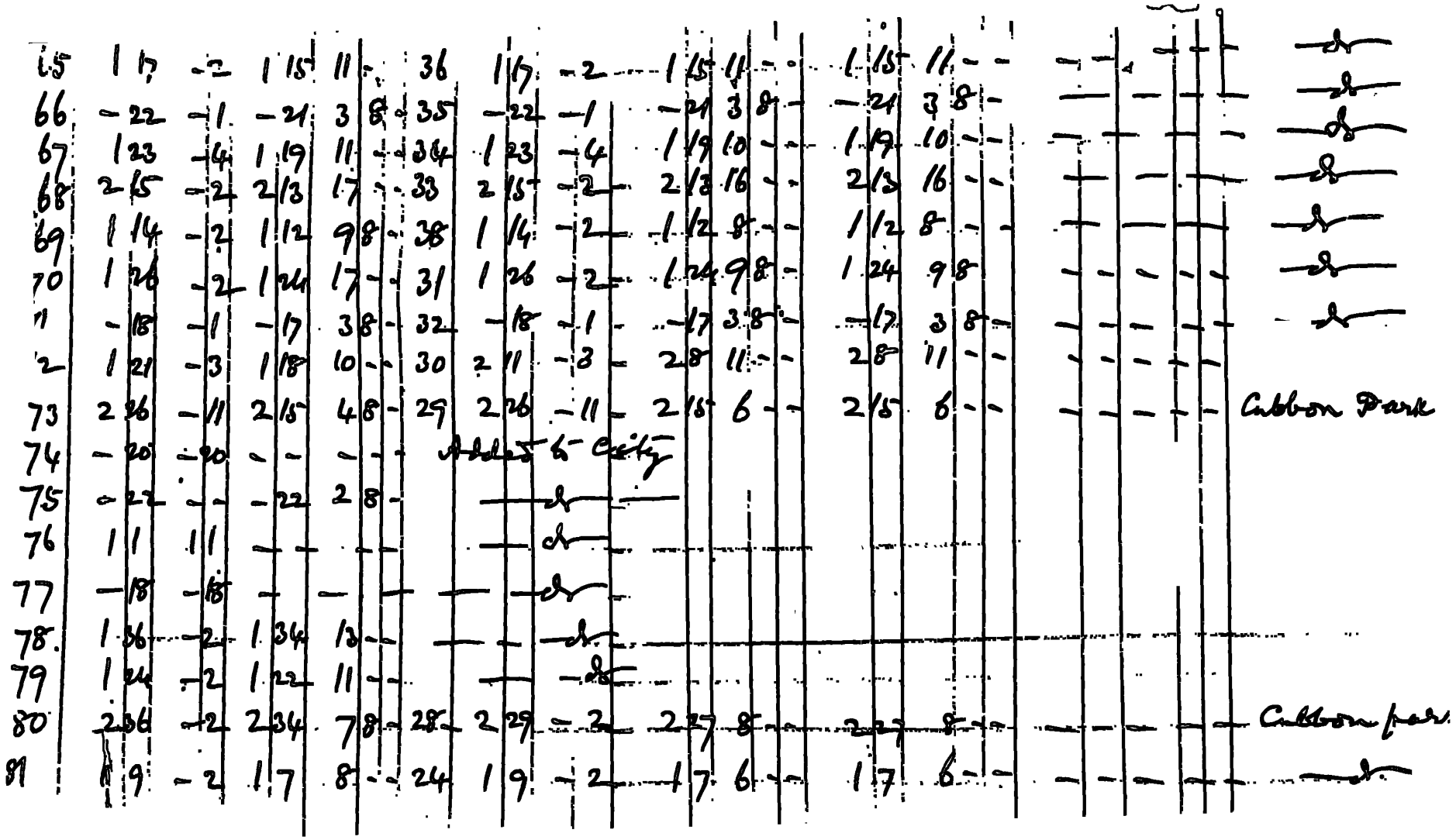
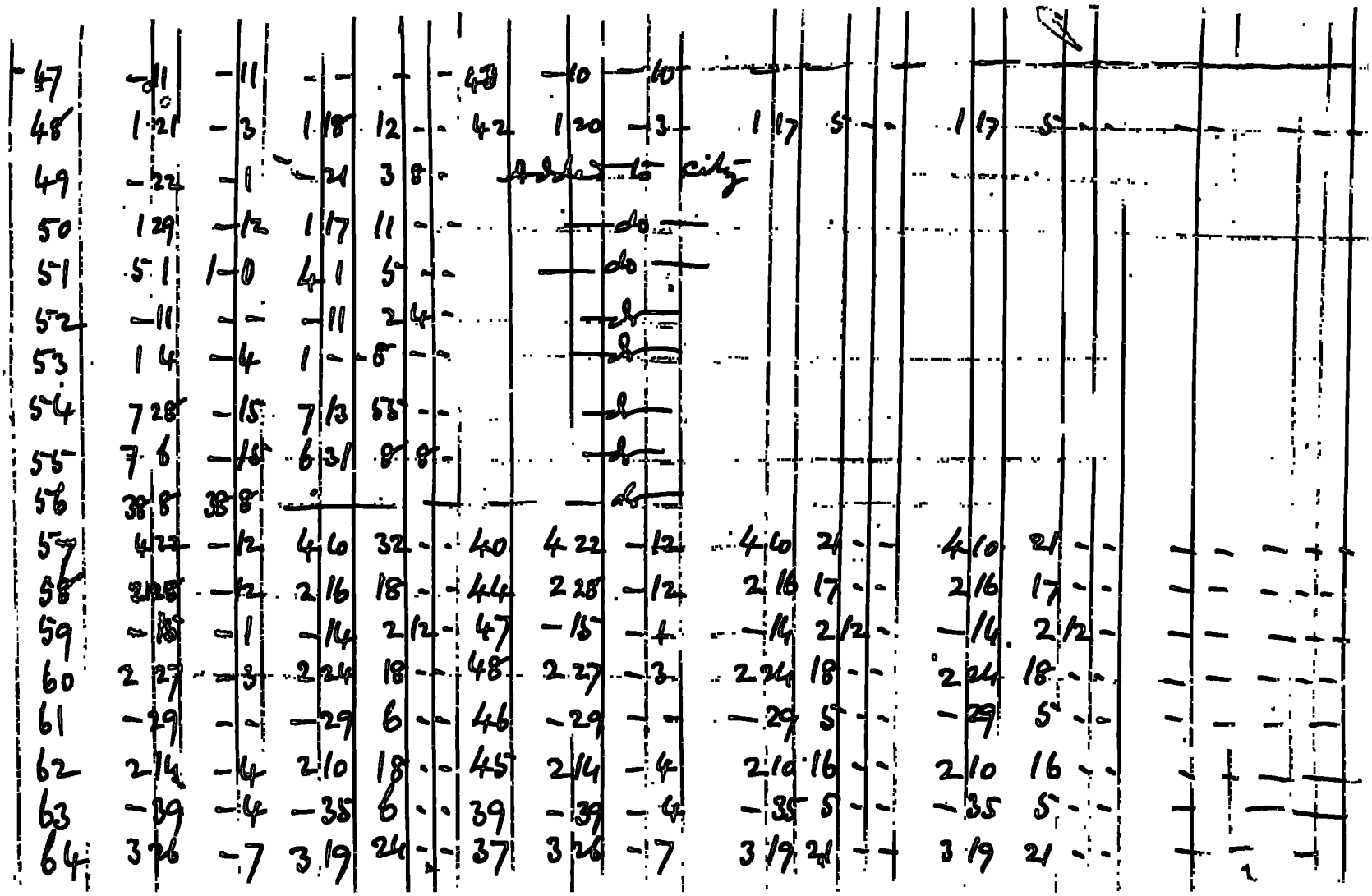
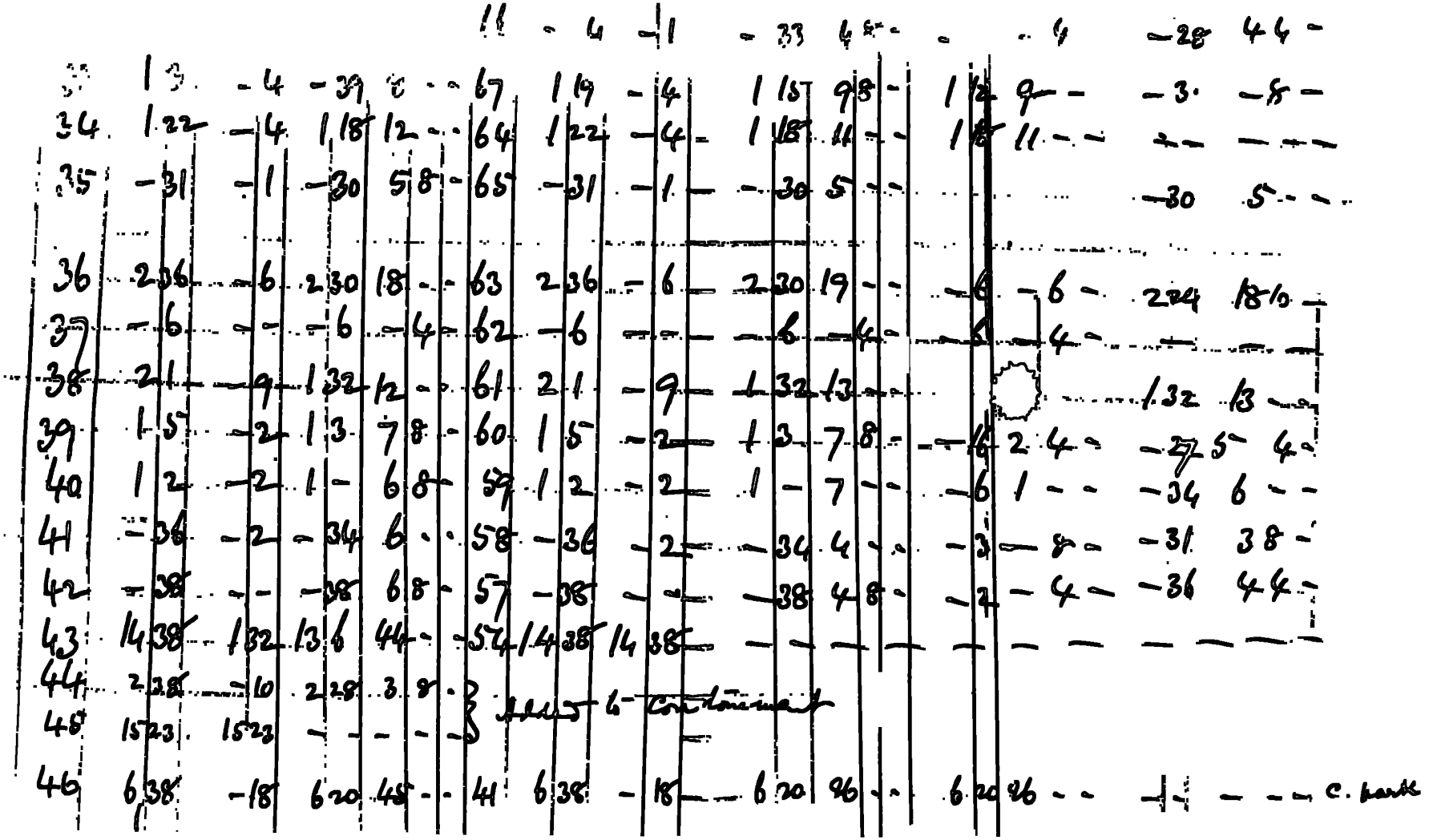
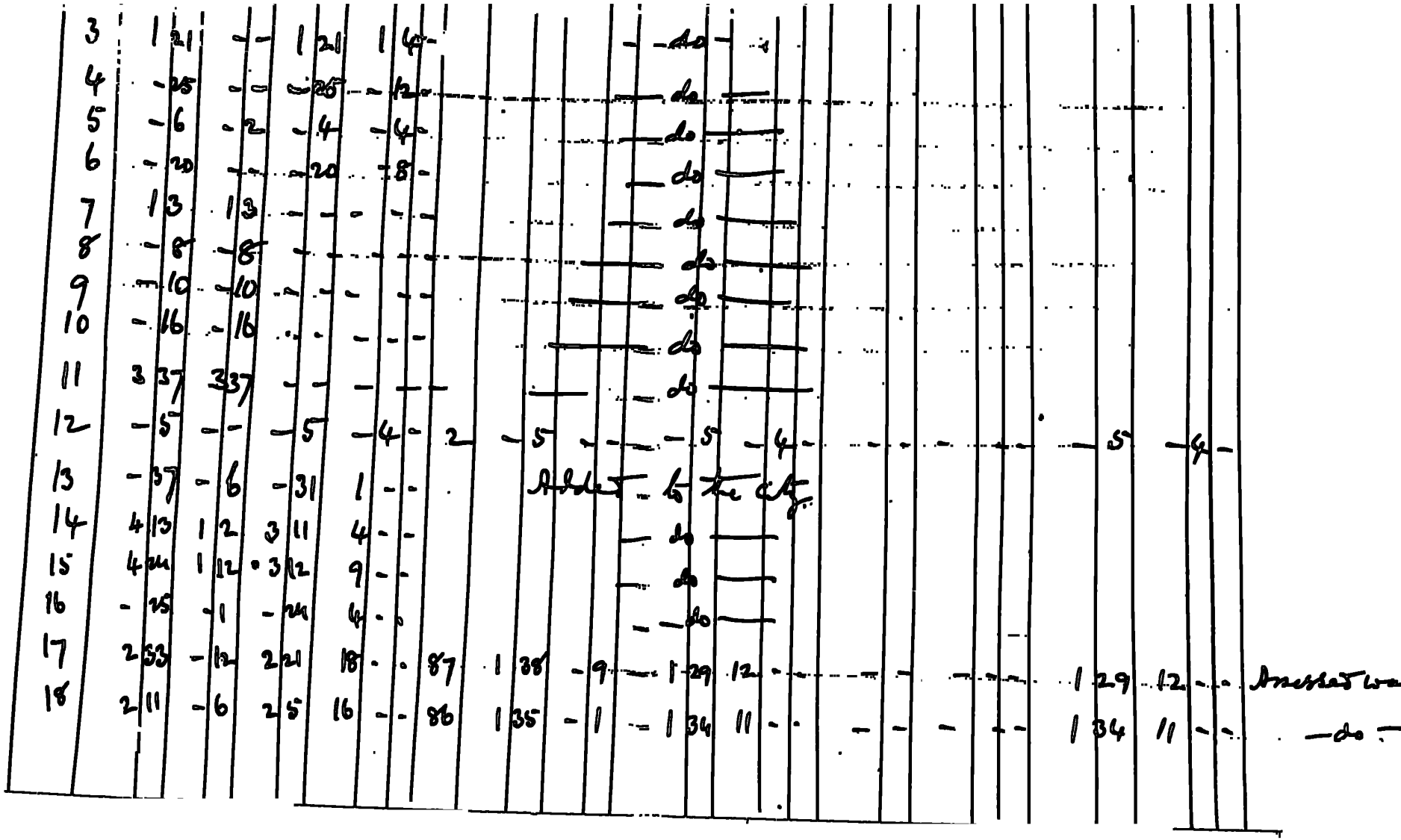
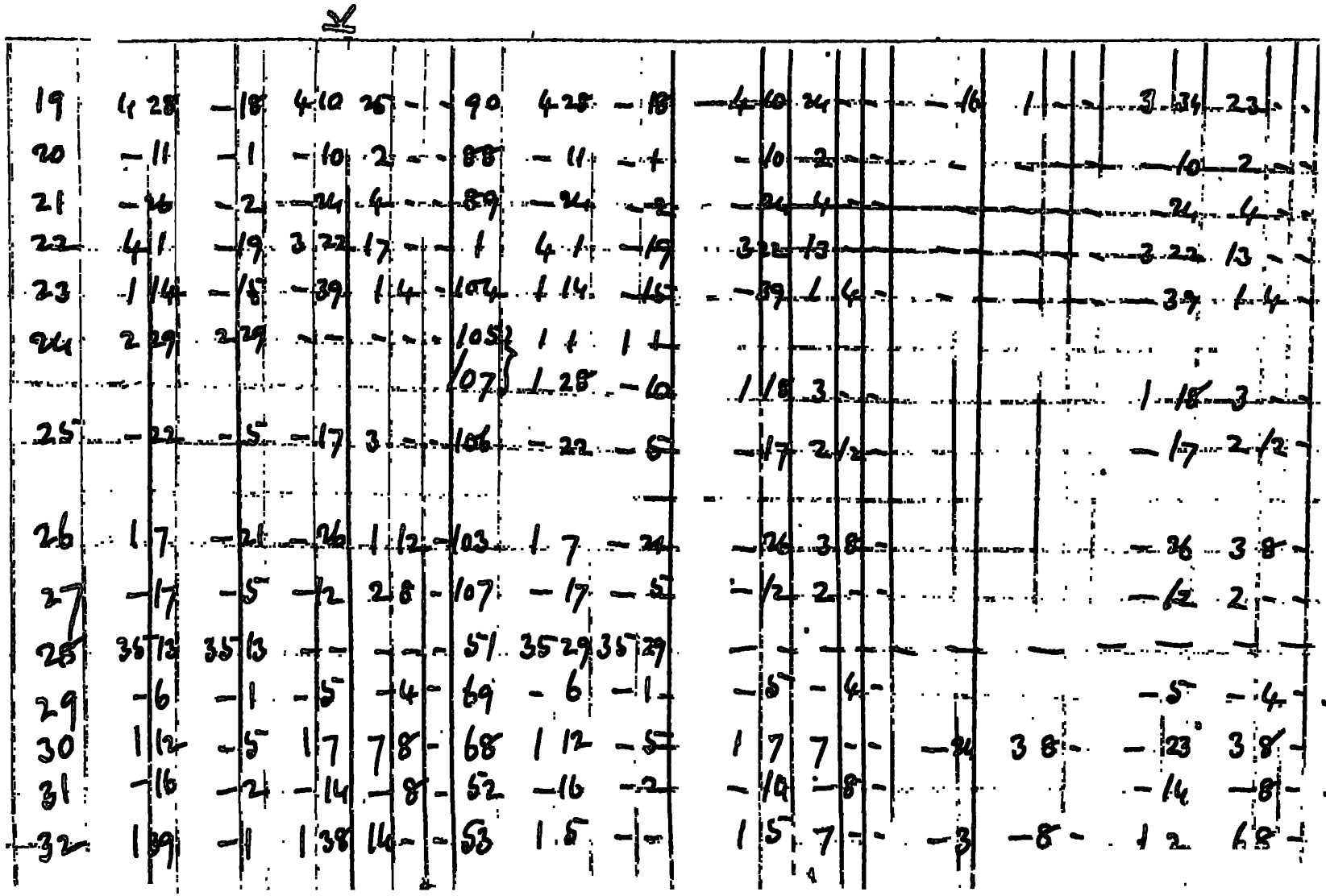

Cubbon Park
Cubbon park









Statement

Villagewise and Numberwise details of lands now
Proceedings of 1875

Serial no. of the Village	Name of Village	As per original survey map of 1870 and its Index					As per present		
		Survey No.	Total Extent	Kharab	Remaining Extent	Assessment	Re-survey No.	Total Extent	Kharab
1	2	3	4 A G	5 A G	6 A G	7	8	A G	A G
1	Gollahalyakkhan	As per map of 1870							
		1	3 -	- 4	2 36	4 -	122	3 -	- 4
		2	- 3	- -	- 3	- 8	127	- 3	- -
		3	- 16	- 1	- 15	2 12	126	0 16	- 1
		4	- 39	- 1	- 38	7 -	123	- 39	- 1
		5	- 25	- -	- 25	5 -	125	- 25	- -
		6	- 6	- -	- 6	1 -	124	- 6	- -
		7	1 2	- 2	1 -	7 8	136	1 2	1 2
		8	1 21	- 1	1 20	12 -	137	1 21	- 1
		9	- 25	- -	- 25	2 8	140	- 25	- -
		10	- 26	- 2	- 24	5 -	138	- 26	- 2
		11	1 6	- 3	1 3	8 8	139	1 6	- 3
		11	10 9	- 14	9 35	55 12	- 11	10 9	1 14
2	Hal Sampigehalli	As per map of 1870							
		1	- 21	- 10	- 11	- 4			
		2	27	- 10	1 37	28 -			

of City Municipality as per Chief Commissioner

| Survey Accounts | | |

21715 D 3070 / LR 256-23-1 148

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

C.3876/21-22 Bangalore.....2nd January...1924.....
(Rev 5)

FROM

K. Chandy, Esq., B.A.,

Revenue Commissioner in Mysore

3979-23

V. SECTT.
.....
N. 1924

EOT10

The *Secretary to the Government of*
His Highness the Maharaja of Mysore.
Department
Revenue

SIR,

ml 157-22-5

In continuation of my letter No.C.3876/21-22 dated the 10th/26th October 1923 furnishing information regarding the claims made by the Bangalore City Municipality on account of Land Revenue on agricultural lands comprised within the Municipal limits, I have the honour to forward herewith a bill for Rs.15,591-4-4 being the assessment and cesses on agricultural lands collected by revenue authorities wit in City limits, which is claimed by the Bangalore City Municipality for the period from 1917-18 to 1921-22 and to state as follows:--

The President, Municipal Council, Bangalore, having forwarded the bill in question with his letter No.624 dated 11/16th October 1922 for countersignature and transmission to Comptroller for audit, he was requested to state whether the bill related only to the assessment on lands which were included within the Municipal limits before the Chief Commissioner's Notification No.2327/Rev. 40 dated 8th June 1876 or whether it included assessment on all lands now comprised within the Municipal limits as Government have their order No.1793-804/Ml. 153-15-10 dated 22·
ognised the claim of the City
of agricultural lands included
he Chief Co[illegible] Noti[illegible]
abov

R. O. 4. 15

From

K. Chandy, Esq., B.A

Revenue Commissioner in Mysore.

To

The Secretary to the Government of
H. H. the Maharaja of Mysore.
Department
Revenue

Dated 2nd January 1924.

Despatched

Received

General No.

Enclosure No.

SUBJECT.

Forwarding a bill for Rs.15,591-4-4 from the President, Municipal Council, Bangalore City.

Log

y Commissioner, Bangalore District, a reply was received from Deputy Commissioner that the bill was in respect of Land Revenue ised in 14 villages included in the Municipal limits at the time of Chief Commissioner's Notification of 8th June 1876, after ucting the establishment charges at 10% and that it did not include the assessment on lands brought within the limits of the Municipality subsequently. As, however, the claim of the Bangalore City Municipality for the land Revenue on agricultural lands comprised within the Municipal limits was separately under correspondence (vide correspondence ending with your letter No.L.5902/V1.137-22-2 ted 19th February 1923) the President, Bangalore City Municipality was informed that the bill would be referred to Government for orders while submitting certain information called for by them in the above matter. This information has already been furnished with my letter No.C.3876/G1.21-22 dated 10/26th October 1923. In the circumstances I request that orders of Government may be kindly obtained as to whether I may myself countersign and pass on the bill to the Comptroller for necessary adjustments being made in the accounts.

2. The marginally noted communications from the President, are herewith sent in original for reference and kind return.

To 624 dated 11/26th October 1922 (with 3 enclosures).	herewith sent
To 1563 dated 8/10th March 1923.	in original for
Mis.724/23-24 dated 27/29th September 1923.	reference and

I have the honour to be,

S i r,

Your most obedient servant,

Assistant Commissioner,
For Revenue Commissioner,
Absent from the station.

50

Bill showing the claim of the City Municipality towards the Kandayam pertaining to the lands within the City limits for the periods from 1917-18 to 1921-22.

Particulars.	Amount.	Remarks.
	Rs. A. P.	
Income under land revenue and cess due to the Bangalore City Municipality pertaining to the lands situated within the City Municipal limits, the Kandayam of which is being collected, by the revenue authorities for the periods & from 1917-18 to 1921-22 (Rs.17,323-9-4 Minus Rs.1,732-5-0 on account of commission thereon at 10%)	15,591-4-4.	A cheque the Mysore Bank may be issued.

Rupees Fifteen thousand and five hundred and ninety one, annas four and pies four.

Bangalore City
Municipal Office,
14th October 1922. 1924

Contents received.

President,
City Municipal Council,
Bangalore.

Countersigned and forwarded to the Comptroller.

Revenue Commissioner in Mysore and
1924

61

Copy of letter No.T.238 dated 26-7-1922 from the President City Municipal Council, Bangalore, to the Deputy Commissioner, Bangalore District, Bangalore.

I have the honor to state that the income under Land Revenue and Cesses due to the City Municipality pertaining to the lands situated in the City Municipal limits, the Kandayam of which is being collected by the Taluk authorities has not been credited from the year 1917-18. During the years prior to that the income due to the Municipality was credited annually and the amount -- accordingly brought on the Pass Book of the Municipality in the State Huzur Treasury, Bangalore. The amounts due from 1917-18 have fallen into arrears. I therefore request that you will be so good as to arrange for the payment of dues at an early date."

COPY"

PRESIDENT,

CITY MUNICIPAL COUNCIL,

BANGALORE.

D.N.R.

Dated 9-9-1922

Copy of letter No.D.2.Dis.344 of 22-23/from the Deputy Commissioner, Bangalore District, Bangalore, to the President, City Municipal Council, Bangalore.

In reply to your letter No.238 dated the 26th July 1922 regarding the claim of the City Municipality to the Kandayam pertaining to lands within the Municipal limits since the year 1917-18, I have the honor to state that, on a reference being made to the Amildar, Bangalore Taluk, it is learnt that the procedure of bringing the amount of the kandyam collected on the pass book of the City Municipality which was in vogue prior to the year 1917-18 had to be subsequently given up, when the Bangalore Taluk Treasury was closed in accordance with Government Order No.Fl.8075-85/G.F.170-16-11 dated 27th June 1917.

2. For the five years since 1917-18, the collections out of the demand relating to the City Municipality, have been noted below:-

1917-18	....	Rs.3,591-10-10
1918-19	..	3,201- 1-10
1919-20	..	3,338- 3- 8
1920-21	..	4,272-10- 5
1921-22	..	2,919-14- 7
Total		Rs.17,323- 9- 4

3. Deducting from the above amount a sum of Rs.1,732-5-0 on account of the commission thereon at 10%, to which the Revenue Department lays a claim as per Chief Commissioner's Notification No.2327/Rev.40 dated 8th June 1876, the balance of Rs.15,591-4-4 belongs to the City Municipality.

4. As the accounts of the Taluk Treasury were transferred to the State Huzur Treasury which is not within my administrative contral, I would suggest that you will kindly address the Comptroller to Government, in the matter, and get the necessary adjustments made."

"COPY"

PRESIDENT,

CITY MUNICIPAL COUNCIL, BANGALORE.

Copy of letter No.T.283 dated 15th September 1922 from the President, City Municipal Council, Bangalore, to the Comptroller to the Government of His Highness the Maharaja of Mysore, Bangalore

" I have the honor to forward herewith a copy of letter No.D.2.Dis344 of 22-23 dated 9th September 1922 received from the Deputy Commissioner, of Bangalore District regarding the claim of this Municipality for a sum of Rs.15,591-4-4 being the kandayam pertaining to the agricultural lands within the Municipal limits since the year 1917-18. I request that you will be good enough to have the said amount of Rs.15,591-4-4 paid to this --- office as early as possible and to make arrangements to give credit in future of this item of municipal claim as it falls due."

"C O P Y"

PRESIDENT,

CITY MUNICIPAL COUNCIL,

BANGALORE.

D.N.R.

Copy of letter No.1071 dated 25-9-1922 from the Officer in charge of the State Huzur Treasury, Bangalore, to the President and City Municipal Council, Bangalore.

"With reference to your letter No.283 dated 15th instant addressed to the Comptroller, Mysore Government, I have the honor to request you to kindly forward to the Comptroller for pre-audit a bill for the amount in question, duly countersigned by the -- Revenue Commissioner, on which the needful adjustment will be -- effected."

" C O P Y"

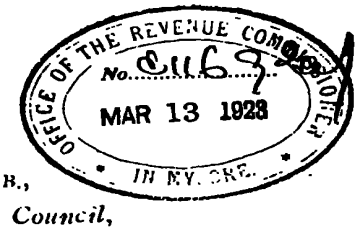
PRESIDENT

CITY MUNICIPAL COUNCIL

No. T.R. 1563
10.3.23

OFFICE OF THE CITY MUNICIPAL COUNCIL,

Bangalore City, dated 8TH MARCH 1923.



From

ANANDA RAO SIRSI, ESQ., B. A., LL. B.,
President, Municipal Council,
BANGALORE CITY.

To K. C H A N D Y, Esq., B.A.,
Revenue Commissioner in Mysore,
BANGALORE.

Sir,

With reference to your letter No.1169/G1.22-23 dated 3/5th January 1923, enquiring whether the bill for Rs.15,591-4-4 sent to you related only to the assessment on agricultural lands ---- included within the Municipal limits before the Chief Commissioner's Notification No.2327/Rev.40 dated 8th June 1876, I have the honor to intimate that on a reference being made to the Deputy Commissioner on the subject, he has been pleased to forward a copy of letter No. 1059/22-23 dated 27th February 1923 which he has addressed to you direct, where in the information called for by you is --- forthcoming. The bill in question may kindly be countersigned and returned early to this office for transmission to the Treasury for payment.

I have the honor to be,
Sir,
Your most obedient servant,

President.

D.N.R.

No. 724 of 23-24

OFFICE OF THE CITY MUNICIPAL COUNCIL,

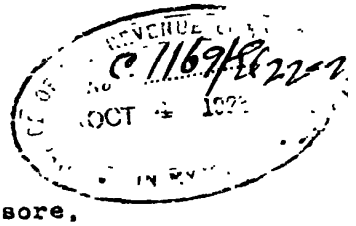
Bangalore City, dated 27th SEPTEMBER 1923.

29

3.10.23

From

ANANDA RAO SIRSI, ESQ., B. A., LL. B.,
President, Municipal Council,
BANGALORE CITY.



To K. Chandy, Esq., B.A.,
Revenue Commissioner in Mysore,
B A N G A L O R E.

Sir,

With reference to your letter No.1169/G.S.22-23 dated 27th March 1923 stating that the bill for Rs.15,591-4-4 sent from this office for the amount of land revenue due to the Municipality on agricultural lands within the City limits will be placed before the Government for their orders, I have the honor to request that you will be so good as to kindly expedi its disposal as the amount is pending payment for some years past. It is only on the omission of the State Huzur Treasury that while the transactions were transferred to the Treasury, credit has not been afforded in the Pass Book by the State -- Huzur Treasury from 1916-17. Prior to that the revenue was regularly being credited to Municipal Funds in the Pass Book.

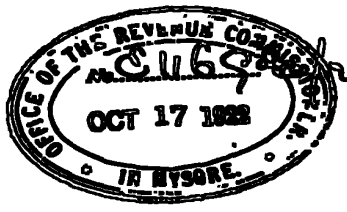
I have the honor to
Sir,
Your most obedient servan

For President.

D.N.R.

OFFICE OF THE CITY MUNICIPAL COUNCIL,

Bangalore City, dated 11th October 1922.



From

ANANDA RAO SIRSI, ESQ., B.A., LL.B.,
President, Municipal Council,
BANGALORE CITY.

To

K.R. Srinivasa Iyengar, Esq., M.A.,
Revenue Commissioner in Mysore,
Bangalore.

Sir,

I have the honor to forward herewith for favour of your countersignature and transmission to the Comptroller for pre audit a bill for Rs.15,591-4-4 being the claim of the City Municipality for the period from 1917-18 to 1921-22 towards the land revenue and cess pertaining to the lands situated within the City limits which is being collected by the Revenue authorities. Copies of correspondence between the Deputy Commissioner, Bangalore District, and the Comptroller and the reply from the Officer in charge of the -- State Huzur Treasury in the matter are enclosed for information.

I have the honor to be,
Sir,
Your most obedient servant,
President.

D.N.R.

From

To

Dated

Despatched

Received

General No. _____
No.

Enclosure No.

G. R. S. VI—(3/32)

SUBJECT .....

Diary No. of letter replied to 39799/5

General and Revenue Secretariat
(L. S. G)
, the 192 .

Date of issue 2nd June 24

Signed by .....

Section Rl
File No. 137-22
Serial No. 6

No. L. 9455.

To

The Revd Chairman,
City Municipal Council,
thro' the President of the
City Municipal Council, Trichy.

Sir,

I am directed to forward herewith the enclosed letter of the 11th October 1922 from the Revd Chairman to the Revd Chairman for countersignature and transmission to the Comptroller for encashment a bill for Rs. 15,594-4-4 being the claim of the City Municipality for the period from 1917-21 over.

& 1926-27 towards the Land Revenue and Cess pertaining to the lands situated within the ~~City~~ Municipal limits, which is being collected by the Rate authorities, I am directed to request you to kindly furnish information on the following points:—

1) The Chief Comm's order no 2327, Rev 40 of the 8th June 1875 authorised the payment of "the assessment or rent derived or derivable from the lands specified the city municipality wants not only assessment but also the cess on it. What is the authority in support of the claim to cess?

2) Para 1 of the said order — authorised the credit of the assessment on the lands specified in it "to the Government and Municipal Commissioners in equal shares" which are the lands the assessment on which is creditable to the city municipality and is the share claimed one half of the total, as stated in the Chief Comm's report

List of enclosures.

Copied by

Examined by

G. R. S. G/83]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

g) Is the arrangement under reply to in force of any Ordinance and lying within the Government Rent limits, shall being always be in force by the C.P.R. Station Master?

h) The grant of assignment was subject to the condition that a sum of Rs. 5,000/- should be allowed for maintenance or erection of a public and useful institution. Is not the requirements of both in Imm and the Government. Is this condition fulfilled and if not, what is the institution the cost of which is being borne by the two parties?

Yours &c

Sd/ [illegible]

[illegible]
D. S. H.

[illegible]
Dist. Engr
P. I

5 9

Memo No L.945 9/Kl 172 June 24

[illegible]

[illegible]

by letter No C.3276/81-82-5

21 Jan 1984.

[illegible]

[illegible]

[illegible]

20/5/24

No. 65 of

OFFICE OF THE CITY MUNICIPAL COUNCIL

Bangalore City, Dated..17th...NOVEMBER.....1924.

From

M. G. KRISHNASAMI RAO., Esq., B.A.,

MUNICIPAL COMMISSIONER, MUNICIPAL COUNCIL

BANGALORE CITY.

GENERAL & REVENUE SECTION
3243
17 NOV. 1924

To 7. NOV. 1924

B. Nagappa, Esq., Bar-at-Law.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Local and Legislative Departments,
BANGALORE.

Ll 137-22-7

Sir,

With reference to your letter No.L.9458/M1.137-22-6 dated 2nd June 1924, calling for certain information on the claim of the City Municipality to the Land Revenue and Cess pertaining to the lands situated within the City Municipal limits, I have the honor to state that information is being collected on points 1,2 and 3 and will be furnished in due course.

2. In respect of item No.4 i.e., the maintenance of a public and useful institution to meet the requirements of both the City and the Cantonment, I beg to state that the City Municipality has been making a monthly grant of Rs.200/- to the St. Martha's Hospital which being midway between the City and the Cantonment has been serving the needs of both. Thus, it will be clearly seen that the City Municipality has been contributing its quota since then.

I have the honor to be,
Sir,
Your most obedient servant,

M G Krishnasami Rao

Municipal Commissioner.

D.M.R.

G No. 41
Encl two

11928

OFFICE OF THE CITY MUNICIPAL COUNCIL,
Bangalore City, Dated....2nd September.....1925.

1689L
7.9.25

M. G. KRISHNASAMI RAO., Esq., B.A.,
MUNICIPAL COMMISSIONER, MUNICIPAL COUNCIL,
BANGALORE CITY.

Ml 137-22-8

To

B. Nagappa, Esq., Bar-at-Law.,
Secretary to Government of
His Highness the Maharaja of Mysore,
Local and Legislative Departments,
B a n g a l o r e.

S i r,

With reference to your letter No. L. 9458/Ml. 137-22-6 dated the 2nd June 1924, calling certain information in respect of the -- bill for Rs 15,591-4-4, being the claim of the City Municipality, Bangalore, for the period from 1917-18 to 1921-22, towards the land revenue pertaining to the lands situated within the City Municipal limits and in continuation of this Office letter No. 66 dated 17th November 1924, I have the honor to state as follows.:---

1. The sum of Rs 15,591-4-4 referred to above, represents -- only the assessment on the lands and does not include the cess, as can be seen from the letter No. D. 2. Dis 344 of 22-23 dated 9th September 1922 of the Deputy Commissioner, Bangalore District, copy of which is enclosed for reference.

2. A copy of the list of lands, the assessment of which is now being credited to the Municipality received from the Deputy Commissioner, Bangalore District, is enclosed. The total assessment of the lands referred to in the Chief Commissioner's order No. 2327/ Rev. 40 dated 8th June 1876 was Rs 9,760/- and one half of this, viz., Rs 4,880/- is the City share. But the Deputy Commissioner's statement shows only a sum of Rs 4,426-4-5. There is a fall of -- Rs 453-11-7. The Deputy Commissioner was requested to explain the

reason

reason for the difference. He states in reply that the Jamabandy of these villages varied from year to year as a result of relinquishments, acquisitions, and alienations from the year 1875, especially as there have been two survey settlements of the Taluk since then and that it is not possible to explain the falling off of the demand by Rs 45-11-7.

3. As for para 3 of the letter under reply, whether the assessment on lands within the Cantonment Municipal limits is still being allowed to be taken by the Civil and Military Station Municipality, he has intimated that he has no information.

4. I request that early orders of Government may kindly be obtained for the adjustment of the bill in question.

I have the honour to be,

Sir,

Your most obedient servant,

Municipal Commissioner.

Forwarded With Compliments,

Honorary President.

Copy of letter No. D.2. Dis. 344 of 22-23 dated the 9th September 1922 from the Deputy Commissioner, Bangalore District, Bangalore, to -- the President, City Municipal Council, Bangalore City.

In reply to your letter No. 238 dated the 26th July 1922 regarding the claim of the City Municipality to the Kandayam pertaining to lands within the Municipal limits since the year 1917-18. I have the honor to state that, on a reference being made to the Amildar, Bangalore Taluk, it is learnt that the procedure of bringing the amount of the kandayam collected on the pass book of the City Municipality, which was in --- vogue prior to the year 17-18 had to be subsequently given up, when the Bangalore Taluk Treasury was closed in accordance with Government -- Order No. Fl. 8075-85/G.R. 170-16-11 dated 27th June 1917.

2. For the five years since 1917-18, the collections out of the demand relating to the City Municipality, have been noted below.:---

1917-18.	...	Rs 3,591-10-10
1918-19.	...	Rs 3,201- 1-10
1919-20.	...	Rs 3,338- 3- 8
1920-21.	...	Rs 4,272-10- 5
1921-22.	...	Rs 2,919-14- 7
T o t a l.		Rs 17,323- 9- 4

3. Deducting from the above amount a sum of Rs 1,732-5-0 on --- account of the commission thereon at 10 per cent, to which the Revenue Department lays a claim as per Chief Commissioner's Notification No. 2327-Rev. 40 dated 8th June 1876, the balance of Rs 15,591-4-4 belongs to the City Municipality.

4. As the accounts of the Taluk Treasury were transferred to the State Huzur Treasury which is not within my administrative control, I would suggest that you will kindly address the Comptroller to Government in the matter, and get the necessary adjustments made.

"C o p y."

M G Krishnamurthy

Mar Municipal Commissioner.

Statement showing the list of lands included within the Municipal limits of the Bangalore Taluk, the revenue thereof is paid to the Municipality under the Chief Commissioner's Notification of 1876. (Received from the Deputy Commissioner, Bangalore District, B a n g a l o r e.

No.	Name of Village.	Total Survey Nos.	Total extent.	Assessment.	Remarks.
			A C	Rs a. p.	
1.	Annipura.	22	103 37	161-12-0	
2.	Bargi Muddenanalli.	33	101 18	167-12-0	
3.	Malennalli.	3	215- 5	194-12-0	
4.	Dandu Upparahalli.	38	95 16	191- 8-0	
5.	Mavalli.	41	108 29	163- 4-0	
6.	Agrahara Thimmasandra.	22	32 32	141- 0-0	
7.	Bhogenahalli.	14	85 4	100- 8-0	
8.	Lal Bagh Upprahalli.	31	155 32	219-12-0	
9.	Dodbylakhan.	170	376 29	1,589- 0-0	
10.	Sampigehalli.	89	249 29	818- 0-0	
11.	Hanumanthapur.	72	296- 9	390- 0-0	
12.	Guttahalli.	40	175 17	254-12-0	
13.	Gangammanagudipalya.	1	0 37	3- 0-0	
14.	Kayamgutta Byadernalli.		20 27	11- 4-5	
			2013 21	4358 -4-0	

"C o p y."

M G Krishnaswamy

Municipal Commissioner.

SM

L4455
mu137-22-9
8-17 12/25.

65

To.

The Munl. Commr.
City Munl. Council,
Bangalore.

Thro'

The President,
City Munl. Council,
Bangalore.

Sir,

With reference to the correspondence ending with your letter No. 41, dated the 2nd/5th September 1925, re. the claim of the Municipal Council to the land revenue and cess of the lands situated within the City Municipal limits for the period from 1917-18 to -- 1921-22, I am directed to state that - it is observed that the late Chief - - Commissioner's Order No. 2327/Rev.40, dated the 8th June 1876 the land revenue on lands specified in the statement appended to this Order No. 195/Rev-5 dated the 10th April 1875 was assigned to the Cantonment and Town Municipal Commissions of Bangalore with effect from 1st April 1876, the collections being made by the Deputy Commissioner Bangalore District, and paid to the - President of the Municipal Commission with a deduction of 10 per cent on account of collection charges. The revenue due to the City Municipal Council up to 1916-17 has been paid and -- the sum due from 1917-18 has not been paid.

From an examination of the papers relating to the claim for payment of the revenue on the lands in question, it is seen that the grant of the land was subject to the condition that a sum of Rs. 5,000 - - should be allotted for the maintenance or erection of a public and useful institution to meet the requirements of both the Town and - - Cantonment and that the Chief Commissioner's order of 8th June 1876 was also based on a previous order of -- 10th April 1875 in which it was --- distinctly stated that the grant of the assessment was "merely temporary and terminable at any time by -- the orders of the Chief Commissioner. "

Government observe that no --- principle is involved in transferring the revenue derived from occupancy holdings to the Municipal --- Council from which the occupant derives no benefit. The concession was originally made so as to enable the Municipal Council to make additional grants towards Education, -- Police and Medical charges.

In view of the fact that the resources of the City Municipal Council have largely improved since 1876, that Government have made large contributions to the Municipal Council remu-

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nerative works such as the construc- -26
tion of the City Market and improve- -
ment of extensions from which they are
deriving income and that the future be-
nefit of undisposed of sites in the --
extensions which were laid out at - -
heavy Government cost was also trans-
ferred to them in August 1921 .
and on account of the ~~continued~~ finan-
cial stringency of Government ~~for some~~
~~time past~~, they consider that there --
cannot be much justification for con- -
tinuing the grant any longer. It is
also observed that the City Municipal
Council have been making on the other
hand only a grant of Rs. 200 per men-
sem towards the maintenance charges of
the St. Martha's Hospital.

I am therefore to request you to
be so good as to obtain and submit - -
early for the orders of Government the
views of the Municipal Council as to
why under the altered conditions, the
grant ~~cannot~~ should not be terminated as contem-
plated in the Chief Commissioner's Or-
der of the 10th April 1875

I have etc.

L & L. Secy., to Govt.

E.W.M.

22327

No. G.To. 94 of 26-27.
2 copies & Readings.

CITY MUNICIPAL OFFICE,
Bangalore City, Dated 16th November '26

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REVENUE
21442
20. NOV 1926
LOCAL SELF GOVT. BRANCH

From

B. T. KESAVAIENGAR, Esq., B. A.,
MUNICIPAL COMMISSIONER, CITY MUNICIPALITY,
BANGALORE CITY.

REV. SECTT.
DR
20. NOV. 1926
G. O. SECTION.

C. Ranganatha Rao Saheb, Esq, B.A.,B.L.,
Secretary to the Government of His Highness
the Maharaja of M y s o r e,
Development Departments,
B a n g a l o r e.

Ml 37-22—10

Sir,

With reference to correspondence ending with your letter No. L. 4455/Ml. 37-22-9 dated 17th December 1925, calling for the views of the Municipal Council as to why the payment of the grant to the City Municipality of the Land Revenue and Cess on lands situated in the City Municipal area should not be terminated and the Chief Commissioner's order of the 10th April 1875 on the subject should not be rescinded, I have the honor to state that the subject was referred to the Managing Committee in the first instance. The Managing Committee very carefully went into the history of the case, beginning with the Chief Commissioner's order of the 10th April 1875, and came to the conclusion,

(1) that no case had been made out for the proposed termination of the grant in question,

(2) that the grant in question should be continued until a grant-in-aid for improvements on a scale mutually to be agreed to between the Government and the Municipality, is settled,

(3) that under no circumstances could Government claim retrospective effect to any revokal order that they might propose in the matter, and

(4) that in view of the present financial position of the Municipality, Government be respectfully requested to kindl direct the payment of the arrears

the arrears due to the Municipality on this account.

This resolution of the Managing Committee was unanimously accepted by the Council at the meeting held on the 2nd October 1926. Copies of the resolutions of the Managing Committee and the Council are submitted for early favourable orders of Government.

In this connection, I would only submit for the consideration of Government the fact that the grants made by Government to the Municipality from time to time have been earmarked for specific works and had to be spent subject to certain conditions, only on certain classes of works. As regards the improvement in the finances of the Municipality adverted to in the letter of Government under reply, it has to be noted that with the extension of the City in all directions there has no doubt been considerable growth in revenue, but the growth in revenue has not kept pace with the increase in expenditure. The Municipality has had to take upon itself in recent years additional burdens on account of water supply and lighting and the expenditure on these items is likely to increase in future years. The bal to the credit of the Municipality, which resulted from a purely speculative project has been utilised and is still being utilised on works of a remunerative character to meet the increase in the expenditure under various heads. It is therefore submitted that neither the growth in revenue nor balance to the credit of the Municipality should be taken as the sole guide in determining the question of continuing the grants which the Municipality has enjoyed since the days of the Commission. On the other hand, the limited grant that Municipality has to receive on account of the land revenue cess was being regarded more or less as a normal item of revenue on the strength of which, grants to Medical Institutions and Indigenous Hospitals had been sanctioned or incr

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In these circumstances, and having regard to the fact that in recent years owing to financial stringency the grants to the Municipality have not been as large as they used to be, I would recommend for the favourable consideration of Government the continuance of this grant till the issue raised in item No.(2) of the Managing - Committee is considered and disposed of. In conclusion I would beg leave to add that there is great force in item (3) of the resolution of the Managing Committee.

I have the honour to be,

S i r,

Your most obedient servant,

Municipal Commissioner.

Forwarded with compliments.

Honorary President,
City Municipal Council,
Bangalore City.

DRR.

No. 23.

71

PROCEEDINGS OF AN ADJOURNED SPECIAL MEETING OF THE CITY MUNICIPAL COUNCIL BANGALORE, HELD ON SATURDAY THE 2nd OCTOBER 1926, AT 3 P.M. IN THE COUNCIL CHAMBER.

PRESENT.

Mohamed Abbas Ahsan, Esq., (Hon. President.)

COUNCILLORS.

1. Mr. Srinivasiengar, B.A., B.L.,
2. M.M.Razvi,
3. G.Paramasivian, B.A., L.T.,
4. N.G.Sanjeeviah,
5. G.Siddaveerappah,
6. S.Abdur Rahmon, B.A.,
7. B.L.Byanna,
8. V.P.Raghavendrachar, B.A.,
9. R.Gopalaswami Iyer,
10. S.N.Sitharama Rao,
11. Mr. C.Jayavadana Rao, B.A., B.L.,
12. " S.Venkatarangaiengar,
13. " K.V.Kalyanapur,
14. " M.Ramachandra Rao, Kamdia,
15. " M.Royan,
16. " P.Murugesam Pillay,
17. " P.Subbarama Chetty,
18. " B.N.Vijayadeva, M.A., Bar-at-Law.,
19. " P.N.Basappa,
20. " V.A.Krishnamurthi Mudaliar, B.A.

ABSENT.

1. B.V.Krishniengar,
2. W.H.Hanumanthappa,
3. G.Muniyappa,
4. H.Bhadrappa,
5. Mr. C.K.Hutchappa,
6. " C.N.Narasinga Rao, B.A., B.L.,
7. Rev. W.H.M Thorp, B.A.,
8. Mr. D.Venkataramiah, B.A., L.T.,
9. Mr. M.C.Chicknanjundappa.

---

4. To consider letter No. 4455 dated 17th December 1925 from the Secretary to Government, Local and Legislative Departments, calling for the views of the Council as to why the payment of the grant to the City Municipality of the land revenue and cess on lands situated in the City Municipal area should not be terminated and the Chief Commissioner's order of the 10th April 1875 on the subject should not be rescinded. Also Managing Committee's resolution dated 8th June 1926 thereon.

Resolution:-- Resolved that the resolution of the Managing Committee be accepted and that Government be requested to kindly arrange for an early payment of the amount due

due to the Municipality.

Sd/- Mohamed Abbas Khan.
Honorary President.

" C o p y ".

For Municipal Commissioner.

DRR.

Proceedings of the Managing Committee held on 8th June 1926.

4-. o consider letter No. L.4455 dated 17th December 1925 received from the Secretary, Local and Legislative Departments calling for the views of the Council as to why the payment the grant to the City Municipality of the land Revenue and as on lands situated in the City Municipal area should not be terminated and the Chief Commissioner's order of the 10th April 1875 on the subject should not be rescinded. Also Council resolution dated 6th February 1926 thereon.

Resolution:- (a) Resolved that Government be informed that no case has been made out for the proposed termination of the grant in question sanctioned in the Chief ~~Commandant's~~ Commissioner's order dated 10th April 1875. The argument that grants have been made for City Improvements has, in the opinion of the Committee, no bearing on the grant referred to in the Government's letter under advertance, as it was given for specific reasons which are fully in force even now.

(b) Resolved also that Government be informed that until a fixed grant-in-aid for improvements on a scale mutually to be agreed to between the Government and the Municipality is settled, the grant in question should be continued, as the Municipality is bearing from year to year charges on an onerous character over and above the grant amount.

(c) Resolved further, That Government be informed that under no circumstances could Government claim retrospective effect to any revokal order that they might propose in this matter.

(d) Resolved also that in view of the present financial positi of the Municipality, Government be respectfully requested to kindly direct the payment of the arrears due to the Municipal in this connection and make the same available to it at an e date as may be practicable.

"COPY" Sd.-C.Hayavadana Ra
CHAIRMAN.

For Munici ion r

D.O. No. 71
Written file

THE PALACE,
MYSORE.

February 2nd, 1937

My dear Mirza,

I hope you will forgive my asking for certain further information with reference to the file herewith relating to the cessation of the grant to the Bangalore city Municipality on account of the land revenue derived from lands within Municipal limits.

2. Three principal questions seem to arise, to which I have been unable to find the answers in the correspondence, - (1) whether these lands (and perhaps the same applies to lands in Municipal limits generally) are giving a fair return to the State, (2) whether the policy of the Government of India under which the grant was made has not been radically changed, and whether it is not desirable to observe the later modifications of the same, and (3) whether it is correct to say that the question of the share of the grant assigned to the Civil and Military Station is " not of much importance".

3. The question of the land revenue derived from lands within Municipal limits is dealt with at some length in pages 89 to 97 of the Indian Taxation Committee's Report. It will be seen therefrom that the levy of agricultural assessment in respect of lands "cropped with houses" is generally regarded as quite out of date, and that lands of this character are among the categories of property which pay much less than their share towards the State revenue generally.

It doesn't seem possible to identify the 2,013 acres of land, the revenue which is now paid to the Municipality, with any definite portion of the 9,072 acres, the revenue derived or derivable from which was directed in 1878 to be made over to the Cantonment and Town Municipal Commissioners. It is worthy of note, however, that what was paid in recent years was only assessment whereas what was promised in 1878 included

under the head of 75

in addition to the assessment on occupied land, the rent or other return secured from ~~unoccupied~~ other lands, including lands occupied by the Military Department. It may not be possible to derive a full return from ~~occupied~~ lands which are subject to agricultural assessment, even though they are now used as house sites, without an alteration of the law, but if there are (as would appear from the statement of 1875) over 4,000 acres of land in which the State possesses a full title, it would seem as if some increase in the return from this were possible.

4. In this connection it would be interesting to examine the correspondence with the Government of India of 1873 and 1874 which is referred to in the Chief Commissioner' Proceedings. If I remember rightly, the policy which was then decided upon was radically changed later, more particularly by the Resolution of 1895 which is quoted on page 94 of the Indian Taxation Committee's Report. Another factor of the policy in British India which I think would interest you in this connection is the practically universal recognition of the title of the municipalities to, at any rate, a considerable share of the increased revenue derived from lands witnin their limits whose value has gone up in consequence of municipal improvements.

5. As regards the question of the Civil and Military Station, it seems to be assumed in the notes that the first three items of land in the list of 1875 were in the City and the rest in the Civil and Military Station. It is not clear on what this assumption is based, nor am I aware whether the State have lost all title to increase of revenue from lands in the Civil and Military Station. Apparently at the time the order was passed there were two Municipal Commissions and one President, and no distinction appears to have been made between the lands in one jurisdiction and those in the other. Assuming that the division above referred to is correct, it would appear that the greater part of the lands in which the State

State has a full title lie in the limits of the Civil and Military Station. The question then seems to arise How does the cession of jurisdiction over the Cantonment affect the title of the State to derive revenue from State property? And this involves the further question whether the cession involved a title to occupy State property free of charge for Government purposes. Presumably a piece of land belonging to the State of Mysore in the Civil and Military Station and leased to a private party would continue to pay to the State whatever rent might be agreed upon from time to time between the State as landlord and the tenant; presumably also, if the Civil ~~and~~ or Military authorities of British India wished to acquire land from a private party within the Civil and Military Station, they would have either to pay for it outright or to pay a rent to be fixed by agreement. Apparently from the fact that lands in military occupation were included in the list of lands the revenue from which was payable to the Municipal Commission in 1875, a rent was paid by them then, and the question seems to arise whether that rent is fixed in perpetuity or is liable to revision from time to time as the value of the lands increases. I suggest that these points are worth looking into because in these cases it seems to me that the State occupies the position of a private landlord and that what is recoverable is not revenue, but rent. And if the rents have not been revised, there may be a case for revision now.

6. I have not ventured to touch upon the question of the policy of the cancellation of the grant, but would ~~venture~~ in that connection ~~to~~ invite your attention to the policy of the Government of India and Local Governments as above referred to, which recognises a title in the Municipalities to a large part at least of such revenues. I presume the Municipality are not likely to let the matter rest without a further protest, and the passage of the Taxation Committee's Report I have referred to, if they are aware of it, would give them substantial grounds for one. I presume there is no danger of their discontinuing their contribution to St.Martha's

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Martha's Hospital, but if there is the possibility of their attempting to foist that liability onto the Government, that danger might also be considered.

Yours sincerely,

C. G. Goodhue

D. O. No. 3336/CB.

GENERAL AND REVENUE SECRETARIAT.

78

Bangalore, 31st May 19

Dear Sir Charles Todhunter,

With the permission of the Dewan I am writing this to communicate to you such information as I have been able to gather on the question of the assignment of land revenue to the Bangalore Municipality, dealt with in your D.O.letter No.71, dated 5th February 1927 to the address of the Dewan.

From the old maps and original survey records it is possible to identify the area which constituted the original assignment. It comprised lands covering an area of 10,146 acres according to details furnished in statement A appended to the Bangalore Taluk Amildar's report No.1623 dated 25th April 1927. This area is a little in excess of that mentioned in the Chief Commissioner's Proceedings of 10th April 1875 and the difference may be due, as surmised by the Amildar, to the inclusion of tank beds and other classes of land not taken into calculation in the proceedings. More than half of this area was transferred after the Rendition to the British Authorities and included in the Civil & Military Station, the remainder being distributed between the City and the Taluk. The disposition was as follows:—

A.	Civil & Military Station ..	6,243	acres.
B.	Bangalore Taluk	1,330	"
C.	do. City	2,573	"
	Total ..	10,146	acres.

Out of the 2,573 acres included in the City, 1150 acres were classed as arable land bearing an aggregate amount assessment of Rs.1330/- with the growth of the City, more

and more of the arable lands were converted into building sites and the assessment thereon was written off. The area which now remains out of the original assignment and on which land revenue is collected is shown to be about 175 acres assessed at about Rs.650 per annum.

This is all that the Municipality can claim, if previous undertakings are strictly interpreted and no allowance is made for the change in the financial relations of the Municipality towards the Government.

As a matter of fact, however, the genesis of the arrangement was overlooked and the Municipality claimed and was allowed to collect, for a series of years, assessment on lands which were no part of the original assignment but which came within the municipal boundaries, as these boundaries were extended from time to time. The excess payment thus made ranged from Rs.2,000/- to Rs.5,000/- per year. In 1917 the Government ordered that assessment on lands included in municipal limits subsequent to 8th June 1878 could not be sanctioned but the present claim ignores this order.

I have not been able to obtain the correspondence with the Government of India, which led to the Chief Commissioner's order. Some of the Secretariat records were transferred at the time of annexation to the Residency and it is possible this was among those papers. It is however seen from available records that the assignment of revenue was only meant as a subsidy to the Municipality largely influenced by the system then in vogue of charging police expenditure to municipal funds. The question of making Municipalities more largely responsible for educational expenditure was also under consideration at that time.

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Now that all the Municipalities have been relieved of the responsibility for expenditure on the maintenance of Police and with inconsiderable exceptions of educational expenditure also, and that Bangalore in particular is receiving subsidies on a much larger scale and in a more direct form, the payment of land revenue on the assigned lands seems to serve no object. This is the position taken in the Proceedings of the Council which was submitted to His Highness with the Dewan's Submission Note dated 28th January 1927.

As regards the general question raised in your letter whether the State gets a fair return on these lands, I am afraid this has to be answered in the negative.

Although our Land Revenue Code, like that of Bombay, provides for the reassessment of agricultural lands used for building purposes, no advantage, so far as I am aware, has been taken of this provision. Where the conversion is made by a private party, a building fine is levied representing the capitalised value of the existing assessment, but such cases are rare. In the majority of instances, the land is made available for building by the Municipality or by Government and in either case the lands are simply freed from agricultural assessment and are not subjected to the levy of any ground rent.

Our present practice therefore is entirely opposed to the principles advocated by the Indian Taxation Enquiry Committee. The benefits of unearned increment accrue neither to the Government nor to the Municipality.

There is not much risk of the Municipality stopping the year t to St. Martha's Hospital. The Council is not

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likely to be so unreasonable and in any case, cannot discontinue the grant without giving one year's notice according to Sec. 57 of the Mysore Municipal Regulation. The interval will be sufficient for Government to take steps and prevent any embarassing action in this respect on the part of the Municipality.

The revenue on lands situated within the limits of the Civil & Military Station is being collected by the Collector of the Civil & Military Station and paid to the Station Municipality. The Government having renounced all jurisdiction, including revenue jurisdiction, over this area, it is doubtful if we can ask the British Authorities to consider any increase of assessment with a view to our participating therein. So long as this revenue goes to the Municipality, it seems to me that we can get no benefit from it, and even otherwise we can only share in the increase in the general settlement of annual accounts in respect of the surplus revenue of the Station, as a whole.

A printed collection of papers relating to Surplus Revenue is put up in the file and kind reference is invited to portions marked in pages 5, 16, 23 and 29.

I am not sure that I have dealt sufficiently clearly with all the points out if there is any point on which you may like to have further information, I may be informed of the same. Of course, we are to some extent handicapped by the necessity of having to base our conclusions on old, scattered and incomplete records, but I believe that the main features of the question are fairly accurately presented in the above narrative.

Yours sincerely,

Sir Charles Todhunter, K.
Private Secretary to H[illegible]
the Maharaja

No.

CITY MUNICIPAL OFFICE,

Bangalore City, Dated 25th June 1927.

C-1-524

From T. GOVINDA ROW, ESQ.,
MUNICIPAL COMMISSIONER, CITY MUNICIPALITY,
BANGALORE CITY.

To

N. Madhava Rao, Esq., B. A., B. L.,
Chief Secretary to the Government of
His Highnessthe Maharaja of Mysore,
Bangalore.

Sir,

I have the honor to state that the Revenue due on agricultural lands situated within Municipal limits was being regularly credited to the account of this Municipality, prior to 1916-17. A sum of Rs 30,591-4-4 as per bill herein enclosed, has fallen into arrears.

2. I request you to be so good as to arrange for the payment of the said amount to this Municipality as early as possible.

I have the honour to be,

Sir,

Your most obedient servant,

Municipal Commissioner.

Honorary President is not in the Station.

SM

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Proceedings of the Government of H.H.
the Maharaja of Mysore.

R e a d:-

Correspondence ending with letter No.C.1. 524 dated the 25th/27th June 1927 from the Municipal Commissioner, Bangalore City, Municipal Council stating that the assignment to the City Municipal Council of Land Revenue on certain lands in the Municipal area ordered in the Chief Commissioner's order No.2327/ Rev.40 dated the 8th June 1876 should not be terminated and requesting that arrangements may be made for the early payment of the arrears said to be due to the Council on this account from 1917-18, amounting to Rs.30,519/4/4

(3) Read also Government Order No.1793-804/ Munl.153-15-10, dated the 22nd September 1917, declining to sanction the claim of the Municipal Council to the assignment of land revenue on lands included within municipal limits subsequent to the Chief Commissioner's order of 8th June 1876.

*****

ORDER NO.L. 849-50 mul 137-22-12

Dated, Bangalore, the 12th August 1927.

The Municipal Council urge that the

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the grant has been considered by them as a normal item of receipt on the strength of which grants to the Medical and Indigenious Hospitals had been sanctioned ~~for~~ increased; that no case has been made out for the proposed termination of the grant and that it should be continued until a grant-in-aid for improvements on a scale mutually to be agreed upon between Government and the Municipal Council, is settled and that under no circumstances could Government revoke the grant retrospectively.

2) Government have again examined the records connected with the assignment of revenue on the lands to the Municipal Council, and are pleased to observe as follows:-

The Municipal Council has claimed revenu from 14 villages with a total extent of 2031 acres and a Jamabandi of Rs.4,448-8-0. The basis on which this claim is made has not been made clear. It is seen from the ~~As per~~ Survey Settlement, ~~the~~ and other records that out of the original assignment ~~Municipal Council had to get revenue, under~~ the bulk of the agricultural lands were leased over to ~~the temporary arrangement sanctioned in 1875~~ constitute the assigned land and that the city Municipality allowed to retain agricultural Situated * ~~only on~~ lands in the marginally noted 5 villages alone now assd

Doddabailkhana.
Sampigehalli
Malenahalli.
Anduppahalli.
d halli Gov).

The area of these villages assessed to land --

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land revenue was only 598 acres and 24 guntas with a Jamabandi of Rs.1,259-8-0. Excluding kharab and lands used for building purposes, on which the assessment has been written off during resurvey settlement and subsequently, there remains at present (the time) an extent of 174 acres 32 guntas with a Jamabandi of Rs.654-6-0. It, however appears that the Municipality claimed and was allowed to collect, for a number of years, a larger amount than the revenue realised from the lands forming the original assignment. The over payment made to the Municipality on account of this error ranged from Rs.1,000/- to Rs.2,000 ~~or~~ more a year.

Government have no desire however, to go into ~~these~~ transactions which took place prior to the last settlement of accounts in 1917. In that year, ~~however~~ Government expressly declared in their order of 22nd September, that (the) revenue ~~assessment~~ from on lands included in the Municipal limits of Bangalore City subsequent ~~xx~~ to 8th June 1876 could not be sanctioned.

According to this decision, the amount payable to the Municipality would be about -- (Reducing 10% for collection charges)

about Rs.600/- per year. But as against this the Municipality has received during this period contributions ~~of~~ average Rs. 56,297 per year, ~~on the average,~~ towards improvement works, besides large subsidies for the maintenance of water works, primary education etc., Government are unable to endorse the view that the extinction of this small source of revenue will cause any hardship to the --- Municipal~~ity~~ council or hamper ~~its~~ their activities in useful directions. In these circumstances, Government consider it unnecessary to ~~terminate~~ perpetuate ~~ing~~ the present arrangement which is - - - anomalous from the point of view of land revenue administration and which does not materially benefit municipal finances. The assignment of land revenue which was sanctioned as a temporary measure in April 1875 is therefore withdrawn with effect from the current year.

The claim of the Municipality for the amount due under the old arrangement up to 30th June 1927 will however be settled by the --- Comptroller at the average rate of Rs.600/-

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per year.

DRAFT

Chief Secretary to Government.

14.7.27

To

The Municipal Commissioner, Bangalore City
THROUGH the President, City Municipal
Council, Bangalore.
The Comptroller to the Government of Mysore.

Through FC Smith

K.M.R.1.
14-7.

11/5/27

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. L. 849-50—Ml. 137-22-12, dated 12th August 1927.

Withdrawal of the assignment of Land Revenue on certain Agricultural Lands to the Bangalore City Municipality.

Passes orders *re*——.

READ—

Correspondence ending with letter No. C 1. 524, dated the 25th—27th June 1927, from the Municipal Commissioner, Bangalore City Municipal Council, stating that the assignment to the City Municipal Council of Land Revenue on certain lands in the Municipal Area ordered in the Chief Commissioner's Order No. 2827—Rev. 40, dated the 8th June 1876, should not be terminated and requesting that arrangements may be made for the early payment of the arrears said to be due to the Council on this account from 1917-18, amounting to Rs. 30,519-4-4.

Read also Government Order No. 1793-804—Ml. 153-15-10, dated the 22nd September 1917, declining to sanction the claim of the Municipal Council to the assignment of Land Revenue on lands included within Municipal Limits subsequent to the Chief Commissioner's order of 8th June 1876.

ORDER No. L. 849-50—Ml. 137-22-12, DATED 12TH AUGUST 1927.

The Municipal Council urge that the grant has been considered by them as a normal item of receipt, on the strength of which grants to the Medical and Indigenous Hospitals had been sanctioned or increased ; that no case has been made out for the proposed termination of the grant and that it should be continued until a grant-in-aid for improvements, on a scale mutually to be agreed upon between Government and the Municipal Council, is settled and that under no circumstances could Government revoke the grant retrospectively.

2. Government have again examined the records connected with the assignment of revenue on the lands to the Municipal Council, and are pleased to observe as follows :—

The Municipal Council have claimed revenue from 14 villages with a total extent of 2031 acres and a Jamabandi of Rs. 4,448-8-0. The basis on which this claim is made has not been made clear. It is seen from the Survey Settlement and other records that out of the original assignment, the bulk of the agricultural lands were handed over to constitute the assigned tract and that the City Municipality was allowed to retain agricultural lands situated in the marginally noted five villages only. The area of these villages assessed to Land Revenue was only 593 acres and 24 guntas with a Jamabandi of Rs. 1,259-8-0. Excluding Kharab and lands used for building purposes, on which the assessment has been written off during resurvey settlement and subsequently, there remains, at the present time, an extent of 174 acres and 32 guntas with a Jamabandi of Rs. 654-6-0. It, however, appears that the Municipality claimed and is allowed to collect for a number of years, a larger amount than the revenue realised from the lands forming the original assignment. The over payment made to the Municipality on account of this error ranged from Rs. 1,000 to Rs. 2,000 or more a year.

1. [illegible]
2. [illegible]
3. [illegible]
4. [illegible]
5. Byderahalli (Govt.)

Government have no desire, however, to go into transaction which took place prior to the last settlement of accounts in 1917. In that year, Government expressly declared in their order of 22nd September, that the revenue from lands included in the Municipal limits of Bangalore City subsequent to 8th June 1876, could not be sanctioned.

According to this decision, the amount payable to the Municipality deducting ten per cent for collection charges, would be about Rs. 600 per year. But as against this, the Municipality has received during this period contributions averaging Rs. 5[illegible],297 per year

towards improvements works, besides large subsidies for the maintenance of water works, primary education, etc. Government are unable to endorse the view that the extinction of this small source of revenue will cause any hardship to the Municipal Council or hamper their activities in useful directions. In these circumstances, Government consider it unnecessary to perpetuate the present arrangement, which is anamolous from the point of view of Land Revenue, Administration and which does not materially benefit Municipal finances, the assignment of Land Revenue which was sanctioned as a temporary measure in April 1875, is therefore withdrawn with effect from the current year.

The claim of the Municipality for the amount due under the old arrangement up to 30th June 1927, will however, be settled by the Comptroller at the average rate of Rs. 605 per year.

N. MADHAVA RAO,
Chief Secretary to Government.

To—The Municipal Commissioner, Bangalore City, through the President, City Municipal Council, Bangalore.
The Comptroller to the Government of Mysore, through the Financial Secretariat.

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